

trict of Texas; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 67, A bill to be entitled "An Act authorizing cities and towns with a population of more than one thousand and located on the coast of Texas, or any bay, gulf or inlet, and in which commercial fishing and shrimping is an established industry, to build or purchase municipal fish markets, and to borrow money and accept grants for such purpose from the Federal Government or any of its agencies, or to borrow money from any other sources and to issue revenue bonds or warrants therefor and secure the payment of the same by mortgaging the physical property so acquired and the net revenues therefrom, and providing that such cities may stipulate with the lender that a purchaser at sale or foreclosure shall have a permit to operate the same in accordance with the laws then in effect regulating such industries; and providing that such markets may be improved, repaired or extended; and providing that the provisions of Article 2368-a, Revised Civil Statutes of Texas, with reference to notice, the right of referendum and competitive bidding shall be applicable to all projects financed under this Act; and providing that the revenue warrants or bonds issued hereunder shall have stamped or written thereon that the holder thereof never shall be entitled to demand the payment of such bonds or warrants out of any funds raised or to be raised by taxation, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, September 17, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 4, A bill to be entitled "An Act making an appropriation to

pay judgments of the district and county courts refunding to the heirs, devisees, legatees, or legal representatives of deceased persons, whose estates have escheated to the State, such sums of money belonging to such escheated estates as have been paid into the Public Treasury; authorizing the payment of such claims on the taking effect of this Act and the filing with the Comptroller of a copy of the order of the court under the seal of the court,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, September 17, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 32, A bill to be entitled "An Act defining 'oleomargarine' and other terms used in this Act; imposing a tax of ten cents per pound on certain oleomargarine, prescribing the method for collecting said tax; providing for the keeping and furnishing of records, certificates, and reports; providing and regulating the manner of shipment and delivery of oleomargarine; fixing liability for taxes; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

EIGHTEENTH DAY

(Wednesday, September 19, 1934)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Burns.
Adamson.	Butler.
Aikin.	Calvert.
Alexander.	Camp.
Alsup.	Canon.
Anderson.	Cathey.
Atchison.	Caven.
Baker.	Celaya.
Barrett.	Chastain.
Barron.	Clayton.
Beck.	Colson.
Bergman.	Coombes.
Bourne.	Cowley.
Bradley.	Crossley.

Daniel.	McCullough.
Davidson.	McDougald.
Dean.	McGregor.
Devall.	McKee.
Dunlap.	Merritt.
Dunagan.	Metcalf.
Duvall.	Mitcham.
Dwyer.	Moffett.
Engelhard.	Moore.
Fain.	Morrison.
Fisher.	Morse.
Ford.	Munson.
Fuchs.	Nicholson.
Glass.	Palmer.
Golson.	Parkhouse.
Good.	Patterson.
Goodman.	Pavlica.
Graves.	Pope.
Greathouse.	Purveyer.
Griffith.	Ramsey.
Hankamer.	Ratliff.
Harman.	Ray.
Harris.	Reader.
Harrison.	Reed of Bowie.
Hartzog.	Reed of Dallas.
Head.	Renfro.
Hicks.	Riddle.
Hill.	Roark.
Hodges.	Roberts.
Holekamp.	Rogers of Hunt.
Holland.	Rogers
Holloway.	of Ochiltree.
Hoskins.	Rollins.
Huddleston.	Russell.
Hughes.	Savage.
Hunt.	Scarborough.
Hunter.	Scott.
Hyder.	Shannon.
Jackson.	Shults.
James.	Smith.
Jefferson.	Stanfield.
Johnson	Steward.
of Anderson.	Stinson.
Jones of Atascosa.	Stovall.
Jones of Runnels.	Stubbeman.
Jones of Shelby.	Tarwater.
Kayton.	Tennyson.
Kyle of Hays.	Thomas.
Kyle of Palo Pinto.	Tillery.
Laird.	Townsend.
Latham.	Turlington.
Lemens.	Van Zandt.
Leonard.	Vaughan.
Lindsey.	Walker.
Long.	Weinert.
Lotief.	Wells.
Mackay.	Winningham.
Magee.	Wood.
Mathis.	Young.

Absent

Lange.

Absent—Excused

Bedford.

Johnson

Hester.

of Dimmit.
Wagstaff.

A quorum was announced present.
Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Wagstaff for today, on motion of Mr. Aikin.

Mr. Bedford for today and the balance of the week, on motion of Mr. Tennyson.

The following Member was granted leave of absence on account of illness:

Mr. Winningham for today, on motion of Mr. Steward.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Griffith and Mr. Engelhard:

H. B. No. 93, A bill to be entitled "An Act granting to Miss Maude Reichaw permission to bring suit against the State of Texas and the State Highway Department as in other civil cases, and creating an emergency."

Referred to Committee on State Affairs.

By Mr. Hartzog:

H. B. No. 94, A bill to be entitled "An Act for the purpose of opening the waters of Espiritu Santo Bay, in Calhoun County, Texas, for shrimp trawling during the months of September, October, November, and December of each year; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Harman, Mr. Palmer, Mr. Laird, Mr. Weinert, Mr. Hoskins, Mr. Wells, Mr. Lindsey, Mr. Townsend, Mr. Good, Mr. Calvert, Mrs. Hughes, Mr. Jones of Runnels, Mr. Burns, Mr. Huddleston, Mr. Scarborough, Mr. Davidson, Mr. Tarwater, Mr. Moffett, Mr. Tillery, Mr. Nicholson, Mr. Cowley, Mr. Mitcham, Mr. Bourne, Mr. Lange, Mr. Young, Mr. Kyle of Hays, Mr. Riddle, Mr. Jones of Shelby, Mr. Ratliff, Mr. Renfro, Mr. Rogers of

Ochiltree, Mr. Jones of Atascosa, Mr. Fuchs, Mr. Mackay, Mr. Pope, Mr. Steward, Mr. Kyle of Palo Pinto, Mr. Reed of Dallas, Mr. Munson, Mr. Fain, Mr. Hankamer, Mr. Tennyson, Mr. Morse, Mr. Mathis, Mr. Wagstaff, Mr. Aikin, Mr. Magee, Mr. Shannon, Mr. Smith, Mr. Golson, Mr. Thomas, Mr. Baker, Mr. Fisher, Mr. Hyder, Mr. Pavlica, Mr. Hunt, Mr. Dunagan, Mr. Camp, Mr. McKee, Mr. McCullough, Mr. Barron, Mr. Holloway, Mr. Rollins, Mr. Barrett, Mr. Russell, Mr. Bradley, Mr. Alexander, Mr. Hodges, Mr. Canon, Mr. Stinson, Mr. Bergman, and Mr. Merritt:

H. B. No. 95, A bill to be entitled "An Act authorizing the State Parks Board to locate, designate, and suitably mark the historic spots of Texas, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on State Affairs.

REQUESTING FINANCIAL REPORT FROM THE TEXAS CENTENNIAL COMMISSION

Mr. Good offered the following resolution:

Whereas, The Second Called Session of the Forty-third Legislature did make an appropriation of \$100,000, to be expended by the Texas Centennial Commission in preliminary organization work; and

Whereas, The Texas Centennial Commission has finally selected the site of the main celebration of the Texas Centennial; and

Whereas, There only remains fifteen (15) months before the commencement of the Texas Centennial year; therefore, be it

Resolved by the House of Representatives of the State of Texas, That the Texas Centennial Commission furnish this body, without delay, a financial report, in detail, showing its plans for a celebration, together with the complete itemization of all expenditures.

GOOD,
SCOTT.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, September 19, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 9, A bill to be entitled "An Act to aid the Brazos River Conservation and Reclamation District in preparing the necessary plans, specifications, and data; and in making the necessary surveys; and in acquiring the necessary lands, leases, easements, and/or acquittances; and in building or having built, and/or co-operating in the building of proper structures, reservoirs and levees suitable for the control, in so far as practicable, of the flood waters of the Brazos River watershed, declared to be a public calamity; granting and donating to said district, for a period of twenty years, all of the State ad valorem taxes in the following counties which otherwise would go into the General Revenue Fund of the State of Texas, viz., and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

REQUESTING GOVERNOR TO SUBMIT CERTAIN SUBJECT FOR LEGISLATION

Mr. Kyle of Hays offered the following resolution:

Whereas, The Democratic Convention, convened and held at Galveston, Texas, has recommended the repeal of the race track law; and

Whereas, There have been various charges made concerning the economic effect of the race track upon business generally throughout the State, without any concrete facts having been submitted to the Legislature or any other governing bodies; and

Whereas, It has, throughout the past political campaign, been promiscuously charged that open gambling is tolerated in various sections of the State in violation of the law; and

Whereas, It has been openly and notoriously charged that various counties of this State are tolerating and

permitting the flagrant violation of the liquor laws of this State; and

Whereas, The Legislature is entitled to know the true conditions of this State with reference to enforcement of the gambling and liquor laws; therefore, be it

Resolved by the House of Representatives of the State of Texas, That the Governor of Texas submit the attached resolution for the consideration by the House of Representatives, the same being a resolution providing for the appointment by the Speaker of the House of a committee of five (5) Members, to make an investigation of the enforcement of the liquor laws of this State and the gambling laws of this State, to ascertain to what extent either or both of said character of laws are being violated and to report to the Forty-fourth Legislature the result of its findings.

KYLE of Hays,
DUVALL,
CAMP,
GRAVES,
AIKIN.

The resolution was read second time.

On motion of Mr. Adamson, the resolution was tabled.

TO PROVIDE FOR THE SCREEN- ING OF THE WINDOWS OF THE HOUSE

Mr. McKee and Mr. Tennyson offered the following resolution:

Whereas, The majority of the windows on the floor of the House of Representatives are screened as a protection to the lives of persons using the floor; and

Whereas, Some of the Members of the House have small children accompanying the mothers during hours when the House is in session; and

Whereas, There are eight (8) windows that need screens in order to avoid the possibility of persons falling from the building; now, therefore, be it

Resolved by the House of Representatives, That the Committee on Contingent Expenses, co-operating with the State Board of Control, are hereby authorized to screen the eight

(8) additional windows on the main floor of the House of Representatives.

McKEE,
TENNYSON.

The resolution was read second time, and was referred to the Committee on Contingent Expenses.

RELATIVE TO REFORM IN CRIM- INAL PROCEDURE

Mr. Reed of Dallas offered the following resolution:

Whereas, There has been widespread discussion and criticism of our Code of Criminal Procedure because of the delay in trial of defendants, and the technicalities which prevent convictions; and

Whereas, There is an increasing demand for reform in the Code of Criminal Procedure in order to expedite trials and prevent the defeat of justice through technicalities; and

Whereas, A majority of the candidates for Governor in the recent primary campaign advocated reform in criminal procedure; therefore, be it

Resolved by the House of Representatives, That a committee of three Members of the House of Representatives be appointed by the Speaker of the House to study the Criminal Procedure Statutes of Texas, and to recommend to the Forty-fourth Legislature such changes as will bring about a better administration of justice; and be it further

Resolved, That the sum of three hundred dollars, or so much thereof as is necessary, be set aside out of the contingent expense of the House to pay the expenses of the members of said committee.

REED of Dallas,
HUGHES,
WALKER.

The resolution was read second time.

On motion of Mr. Reed of Dallas, the resolution was referred to the Committee on Criminal Jurisprudence.

REQUESTING COUNTY ATTOR- NEY OF TRAVIS COUNTY TO MAKE CERTAIN INVES- TIGATION

Mr. Lemens offered the following resolution:

Whereas, There is now operating on Congress Avenue, in the City of Aus-

tin, only a few blocks from the Capitol, a game that is commonly called "Skill Ball," but which is said, by those who know, to be nothing other than the old "Keno" gambling game that is found in all the Mexican cities along the border; and

Whereas, It is commonly reported that hundreds of dollars change hands or are won each night; and

Whereas, If this be true, it is not only an affront to the Legislature, but to the decent citizenship of this State; now, therefore, be it

Resolved, That the county attorney of Travis County be requested to investigate this place for the purpose of ascertaining whether or not the gambling laws of this State are being flagrantly violated.

Signed—Lemens, Atchison, Rollins, Hunter, Van Zandt, Kyle of Hays, Ray, Glass, James, Mitcham, Steward, Wood.

The resolution was read second time.

Mr. Lemens moved that the resolution be referred to the Committee on Military Affairs.

Question recurring on the resolution, it was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, September 19, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 20, A bill to be entitled "An Act validating, ratifying, and approving ordinances of all home rule cities in this State having a population of more than twenty thousand (20,000) inhabitants, and less than twenty-one thousand (21,000) inhabitants, according to the last preceding Federal Census, relinquishing, discontinuing, and segregating territory in the corporate limits of said home rule cities, and declaring an emergency."

Respectfully,
BOB BARKER,
Secretary of the Senate.

PROVIDING FOR PRINTING OF DEMOCRATIC PLATFORM

Mrs. Hughes offered the following resolution:

Whereas, The recent Democratic

Convention adopted a party platform and various resolutions dealing with proposed legislation, which should be available to Members of the Forty-fourth Legislature; therefore, be it

Resolved, That the Democratic platform and resolutions dealing with legislation adopted by the recent Democratic Convention be printed in the House Journal, and that 200 additional copies of same be printed; and, be it further

Resolved, That the mailing clerk be instructed to mail a copy of said Journal to each Democratic nominee of the Forty-fourth Legislature, who is not a Member of the Forty-third Legislature.

HUGHES,
HANKAMER,
METCALFE,

The resolution was read second time, and was adopted.

TO GRANT MRS. C. C. HANNIS PERMISSION TO SUE THE STATE

Mr. Wagstaff offered the following resolution:

H. C. R. No. 17, To grant Mrs. C. C. Hannis permission to sue the State.

Whereas, The State of Texas constructed what is known as State Highway No. 18, in Stonewall County, Texas, about three (3) miles southeast of Aspermont, said highway being located on the north side and close to the residence of Mrs. C. C. Hannis, a widow; and

Whereas, The said Mrs. C. C. Hannis claims that her property and crops have been damaged by virtue of overflows during the year of 1934, caused by the failure of the State of Texas and its Highway Commission to construct the proper drainage structures, by reason of which the natural flow of the storm waters was obstructed and changed by the construction of said highway so as to overflow and damage the property of the said Mrs. C. C. Hannis, a widow; and

Whereas, Suit can not be maintained against the State of Texas and the State Highway Commission in its official capacity, except with the permission of the Legislature of the State of Texas; and

Whereas, The said Mrs. C. C. Hannis, a widow, alleges that her property has been seriously damaged, by reason of the construction of said highway, said property being 100

acres out of Section 87, Block D, H. & T. C. Railroad Company land in Stone-wall County, Texas, being the north 100 acres of the former homestead of C. E. Hannis and wife, and no payment for said damages has been made in whole or in part, and she desires to bring suit against the State of Texas and the Highway Department in its official capacity, to establish and enforce her claims and secure just compensation for her damage; now, therefore, be it

Resolved by the House, the Senate concurring, That Mrs. C. C. Hannis, a widow, be, and she is hereby, granted permission to bring and prosecute her suit for damages to the land against the State Highway Commission, in its official capacity, and the State of Texas, in the District Court of Stone-wall County, Texas, in order to determine compensation for damages received, if any, and that service of citation or other necessary process may be had upon the said State Highway Commission in its official capacity, and the Attorney General, with the same force and effect as in civil cases.

The resolution was read second time.

On motion of Mr. Moore, the resolution was referred to the Committee on State Affairs.

TO GRANT HENRY SCHMIDT PERMISSION TO SUE THE STATE

Mr. Pope offered the following resolution:

H. C. R. No. 18, Granting permission to sue the State.

Resolution granting Henry Schmidt permission to bring suit against the State Highway Department of Texas and the State of Texas, to determine and recover the damages, if any, suffered because of the destruction by fire from State Highway No. 16, of certain shrubbery, palms and fruit trees, on June 16, 1934;

Whereas, On or about June 16, 1934, certain employes of the State Highway Department, working on State Highway No. 16, burning grass, allowed the fire to spread over, on, and across the yard and garden of the said Henry Schmidt, and destroy the shrubbery, palms, trees, and evergreens growing thereon; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the said Henry Schmidt be, and he is hereby, granted permission to

bring suit against the State Highway Department of Texas and the State of Texas, in a court of competent jurisdiction, in order to determine what compensation, if any, he is entitled to receive by reason of the said fire destruction; be it further

Resolved, That service of citation, or other necessary process, may be had upon the Highway Commission and the Attorney General, with the same force and effect as in civil cases.

The resolution was read second time.

On motion of Mr. Moore the resolution was referred to the Committee on State Affairs.

TO GRANT MRS. J. W. McCARTY PERMISSION TO SUE THE STATE

Mr. Pope offered the following resolution:

H. C. R. No. 19, Granting permission to sue the State.

Resolution granting Mrs. J. W. McCarty, widow of J. W. McCarty, deceased, permission to bring suit against the State Highway Department of Texas and the State of Texas, to determine and recover the damages, if any, suffered because of the death of J. W. McCarty, her husband, while in the employment of the State Highway Department.

Whereas, On or about March 11, 1931, J. W. McCarty, of Corpus Christi, Texas, was an employe of the State Highway Department, and had been so employed for more than ten years, and on the date above referred to was attending his duties on State Highway 16, as bridge tender on the causeway crossing over Corpus Christi Bay and Nueces Bay; and

Whereas, While so employed the said J. W. McCarty was so seriously injured on said date, that he died from the effects thereof on June 17, 1934; and

Whereas, Mr. J. W. McCarty is survived by his said wife, Mrs. J. W. McCarty; and

Whereas, The said widow is, and has been, unable to pay the large sums of money required for medical, hospital, and burial expenses of her husband, and has received no compensation from the State Highway Department of Texas, or from the State of Texas; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the said Mrs. J. W. McCarty, surviving wife of J. W. McCarty, be, and is hereby, granted permission to bring suit against the State Highway Department of Texas and the State of Texas, in a court of competent jurisdiction, in order to determine what compensation, if any, she is entitled to by reason of the said injury and death of the said J. W. McCarty; be it further

Resolved, That service of citation, or other necessary process, may be had upon the Highway Commission and the Attorney General with the same force and effect as in other civil cases.

The resolution was read second time.

On motion of Mr. Moore, the resolution was referred to the Committee on State Affairs.

GRANTING AMERICAN LEGION USE OF CERTAIN QUARTERS

The Speaker laid before the House, for consideration at this time, resolution offered on yesterday by Mr. Moffett and Mr. Riddle, relative to granting the use of certain quarters to the American Legion;

The resolution having been read second time on yesterday.

Question recurring on the resolution, it was adopted.

MESSAGES FROM THE GOVERNOR

The Speaker laid before the House, and had read, the following messages from the Governor:

Executive Office,
Austin, Texas, September 19, 1934.
To the Forty-third Legislature in
Third Called Session:

By request of Representatives Palmer, Harman, Weinert, and others, I submit, for your consideration, the attached bill, being "An Act authorizing the State Parks Board to locate, designate, and suitably mark the historic spots in Texas, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 19, 1934.
To the Forty-third Legislature in
Third Called Session:

By request, I herewith submit, for your consideration, a bill hereto attached, to be entitled "An Act authorizing the State Highway Commission, as defined herein, to construct toll bridges and approaches thereto on State highways, with funds procured from the United States Government, all set forth in said bill, to which reference is here made."

This legislation is submitted without prejudice to navigation and without prejudice to the right of disapproval.

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

TO PROVIDE CERTAIN INVESTIGATION

The Speaker laid before the House, for consideration at this time, resolution heretofore offered by Mr. Scarborough and others, providing for an investigation of the alleged violations of the conservation and proration laws;

The resolution having been read second time on yesterday, and referred to the Committee on State Affairs;

The Committee on State Affairs having recommended the adoption of the resolution.

Mr. Burns offered the following amendment to the resolution:

Amend resolution of Mr. Scarborough by striking out, wherever it appears, the words "quo warranto."

Mr. Scarborough moved to table the amendment by Mr. Burns.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—66

Anderson.	Coombes.
Baker.	Cowley.
Barrett.	Davidson.
Barron.	Devall.
Bradley.	Dunagan.
Butler.	Dwyer.
Camp.	Engelhard.
Canon.	Fisher.
Cathey.	Fuchs.
Clayton.	Golson.

Good.	Nicholson.
Hankamer.	Parkhouse.
Hartzog.	Pavlica.
Hill.	Ramsey.
Holekamp.	Reader.
Holloway.	Riddle.
Hoskins.	Roark.
Hyder.	Roberts.
Jackson.	Rogers of Hunt.
James.	Russell.
Jefferson.	Savage.
Jones of Atascosa.	Scarborough.
Jones of Shelby.	Scott.
Kayton.	Shannon.
Kyle of Hays.	Shults.
Kyle of Palo Pinto.	Smith.
Lotief.	Stovall.
Mackay.	Stubbeman.
Mathis.	Tennyson.
McCullough.	Townsend.
McKee.	Walker.
Merritt.	Weinert.
Morse.	Young.

Nays—60

Adamson.	Jones of Runnels.
Aikin.	Laird.
Alexander.	Lemens.
Alsup.	Lindsey.
Atchison.	Magee.
Beck.	Metcalf.
Bergman.	Mitcham.
Bourne.	Moffett.
Burns.	Moore.
Calvert.	Morrison.
Chastain.	Munson.
Crossley.	Palmer.
Daniel.	Puryear.
Dean.	Ratliff.
Fain.	Ray.
Ford.	Reed of Bowie.
Glass.	Reed of Dallas.
Goodman.	Renfro.
Graves.	Rogers
Griffith.	of Ochiltree.
Harris.	Rollins.
Harrison.	Stanfield.
Head.	Steward.
Hicks.	Tarwater.
Hodges.	Thomas.
Huddleston.	Tillery.
Hughes.	Turlington.
Hunt.	Van Zandt.
Hunter.	Vaughan.
Johnson	Wells.
of Anderson.	Wood.

Absent

Caven.	Harman.
Celaya.	Holland.
Colson.	Lange.
Dunlap.	Latham.
Duvall.	Leonard.
Greathouse.	Long.

McDougald.	Pope.
McGregor.	Stinson.
Patterson.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Wagstaff.
	Winningham.

Mr. Reed of Bowie offered the following amendment to the resolution:

Amend House Simple Resolution No. 30 by striking out all below the word "Committee," in paragraph 4, of page 3, including all of page 4.

(Pending consideration of the amendment, Mr. Hyder occupied the Chair temporarily.)

(Speaker in the Chair.)

Mr. Chastain raised a point of order on further consideration of the amendment, on the ground that the amendment violates certain constitutional provisions.

The Speaker overruled the point of order.

Mr. Scarborough moved to table the amendment by Mr. Reed of Bowie.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—63

Anderson.	Jones of Atascosa.
Baker.	Jones of Shelby.
Barron.	Kayton.
Bradley.	Kyle of Hays.
Butler.	Kyle of Palo Pinto.
Camp.	Latham.
Canon.	Lotief.
Cathey.	Mackay.
Coombes.	Mathis.
Cowley.	McCullough.
Crossley.	McKee.
Dunagan.	Merritt.
Fuchs.	Moffett.
Golson.	Morse.
Good.	Nicholson.
Graves.	Parkhouse.
Greathouse.	Patterson.
Hankamer.	Pope.
Hartzog.	Ramsey.
Hill.	Reader.
Hodges.	Riddle.
Holekamp.	Roark.
Holland.	Roberts.
Holloway.	Rogers of Hunt.
Hunt.	Rollins.
Hyder.	Russell.
James.	Scarborough.
Jefferson.	Scott.

Shannon.
Smith.
Stubbeman.
Townsend.

Turlington.
Weinert.
Young.

Nays—58

Adamson.	Jones of Runnels.
Aikin.	Laird.
Alexander.	Lemens.
Alsup.	Lindsey.
Barrett.	Long.
Beck.	Magee.
Bergman.	Metcalfe.
Bourne.	Mitcham.
Burns.	Moore.
Calvert.	Morrison.
Clayton.	Munson.
Davidson.	Palmer.
Dean.	Pavlica.
Devall.	Ray.
Dunlap.	Reed of Bowie.
Duvall.	Reed of Dallas.
Fain.	Savage.
Fisher.	Shults.
Ford.	Stanfield.
Glass.	Steward.
Goodman.	Stinson.
Griffith.	Tennyson.
Harris.	Thomas.
Harrison.	Tillery.
Head.	Van Zandt.
Hicks.	Vaughan.
Hughes.	Walker.
Hunter.	Wells.
Jackson.	Wood.

Present—Not Voting

Chastain.

Absent

Atchison.	Lange.
Caven.	Leonard.
Celaya.	McDougald.
Colson.	McGregor.
Daniel.	Puryear.
Dwyer.	Ratliff.
Engelhard.	Renfro.
Harman.	Rogers
Hoskins.	of Ochiltree.
Huddleston.	Stovall.
Johnson	Tarwater.
of Anderson.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Wagstaff.
	Winningham.

Mr. Reed of Bowie offered the following amendment to the resolution:

Amend House Simple Resolution No. 30 by striking out the words "members," wherever they occur, and insert in lieu thereof the words "taxpayers

of the State of Texas, who do not hold office."

Mr. Hartzog raised a point of order on further consideration of the amendment, on the ground that the amendment seeks to delegate certain power which can not be done by a House simple resolution.

The Speaker sustained the point of order.

Mr. Reed of Bowie stated that he concurred in the point of order, and agreed same was well taken.

Mr. Head offered the following amendment to the resolution:

Amend the resolution so as to provide that the members of the committee shall be composed of five Members of the House of Representatives who represent the East Texas oil area and they shall serve without pay or expenses.

Mr. Patterson moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—74

Aikin.	Johnson
Atchison.	of Anderson.
Baker.	Jones of Atascosa.
Barrett.	Jones of Shelby.
Barron.	Kayton.
Bradley.	Kyle of Hays.
Butler.	Kyle of Palo Pinto.
Camp.	Latham.
Canon.	Lotief.
Clayton.	Mackay.
Coombes.	Mathis.
Cowley.	McCullough.
Devall.	McDougald.
Dunagan.	McKee.
Duvall.	Merritt.
Engelhard.	Morrison.
Fisher.	Morse.
Fuchs.	Nicholson.
Golson.	Parkhouse.
Good.	Patterson.
Goodman.	Pope.
Greathouse.	Puryear.
Hankamer.	Ramsey.
Harman.	Renfro.
Harrison.	Riddle.
Hartzog.	Roberts.
Hill.	Rogers of Hunt.
Hodges.	Russell.
Holekamp.	Scarborough.
Holland.	Scott.
Holloway.	Shannon.
Hunter.	Shults.
Hyder.	Smith.
James.	Stovall.
Jefferson.	Stubbeman.

Townsend.
Van Zandt.
Walker.

Weinert.
Wells.

Nays—53

Adamson.	Long.
Alexander.	Magee.
Alsup.	Metcalfe.
Beck.	Mitcham.
Bergman.	Moffett.
Bourne.	Munson.
Burns.	Palmer.
Calvert.	Pavlica.
Chastain.	Ratliff.
Colson.	Ray.
Crossley.	Reed of Bowie.
Daniel.	Reed of Dallas.
Dean.	Roark.
Fain.	Rogers
Ford.	of Ochiltree.
Glass.	Rollins.
Harris.	Savage.
Head.	Stanfield.
Hicks.	Steward.
Huddleston.	Stinson.
Hughes.	Tennyson.
Hunt.	Thomas.
Jackson.	Tillery.
Jones of Runnels.	Turlington.
Laird.	Vaughan.
Lemens.	Wood.
Lindsey.	Young.

Present—Not Voting

Griffith.

Absent

Anderson.	Hoskins.
Cathey.	Lange.
Caven.	Leonard.
Celaya.	McGregor.
Davidson.	Moore.
Dunlap.	Reader.
Dwyer.	Tarwater.
Graves.	

Absent—Excused

Bedford.	Johnson
Hester.	of Dimmit.
	Wagstaff.
	Winningham.

Mr. Patterson moved the previous question on the adoption of the resolution, and the motion was not seconded.

Question—Shall the resolution be adopted?

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, September 19, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate

to inform the House that the Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 1.

The following have been appointed on the part of the Senate:

Senators Beck, Martin, Moore,
Woodward, Woodruff.

Respectfully,

BOB BARKER,
Secretary of the Senate.

BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 14, "An Act to amend Section 2, Chapter 8, of the General Laws of the Thirty-fourth Legislature, passed at its First Called Session, as amended by Senate Bill No. 143, Section 2, Chapter 24, of the General Laws of the Forty-first Legislature, passed at its Regular Session in 1929; also providing for an official court reporter of the County Court at Law No. 2 of Harris County, Texas, fixing the duties and compensation of said reporter, conferring civil as well as criminal jurisdiction upon said court, providing for filing and docketing and transferring causes, and fixing effective date, and declaring an emergency."

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 9, to the Committee on Conservation and Reclamation.

Senate Bill No. 20, to the Committee on Municipal and Private Corporations.

RECESS

On motion of Mr. Kayton, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

ADDRESS BY HON. CLARENCE E. FARMER

Speaker Stevenson presented Hon. Clarence E. Farmer, Democratic nominee of the Forty-fourth Legislature, of Tarrant County.

Mr. Farmer addressed the House.

RELATIVE TO PROVIDING FOR INVESTIGATION OF ENFORCEMENT OF THE CONSERVATION LAWS

The House resumed consideration of pending business, same being resolution by Mr. Scarborough and others, relative to authorizing an investigation of the enforcement of the conservation laws, etc., the resolution having heretofore been read second time.

Mr. Roberts offered the following amendment to the resolution:

Amend the resolution by striking out all above the resolving clause, and inserting in lieu thereof the following:

Whereas, During the preceding year numerous complaints have been made of proration law violations in connection with the running of illegal oil in the East Texas oil field; and

Whereas, It is a matter of common knowledge that there is a continuous violation of all oil proration laws in the East Texas fields, which constitute a constant and continual menace to the entire oil industry and which may eventually lead to Federal control of the oil industry if such situation is not remedied; and

Whereas, It has been represented that the prosecuting officials of Gregg and other counties are either refusing or failing to prosecute offenders under existing criminal statutes, and are countenancing the most flagrant character of violations daily; and

Whereas, An imperative necessity exists that this deplorable situation be thoroughly investigated with a view of the enactment of proper legislation on the part of the State to investigate and expose the offenders, as well as develop the true facts of the situation that exists; and

Whereas, It is believed, on good authority, that much hot or illegal oil has been produced in the East Texas area since the passage of the State proration laws, which indicates a weakness of enforcement agencies in the East Texas fields; and

Whereas, As a result of the production of large quantities of illegal oil

in the East Texas fields, it has and is affecting the quotas of all the fields in the entire State.

The amendment was adopted.

Mr. Turlington moved that further consideration of the resolution be postponed until 10 o'clock a. m., tomorrow.

Mr. Scarborough moved to table the motion of Mr. Turlington.

The motion to table was lost by the following vote:

Yeas—52

Baker.	Kyle of Hays.
Barron.	Kyle of Palo Pinto.
Camp.	Leonard.
Canon.	Lotief.
Cathey.	Mathis.
Celaya.	McCullough.
Coombes.	McKee.
Cowley.	Merritt.
Davidson.	Morse.
Devall.	Nicholson.
Dunagan.	Parkhouse.
Fuchs.	Patterson.
Griffith.	Ramsey.
Hankamer.	Reader.
Harrison.	Reed of Dallas.
Hartzog.	Renfro.
Hill.	Roberts.
Hodges.	Rogers of Hunt.
Holekamp.	Russell.
Holloway.	Scarborough.
Hoskins.	Scott.
Hyder.	Shannon.
James.	Shults.
Jones of Atascosa.	Stubbeman.
Jones of Shelby.	Townsend.
Kayton.	Weinert.

Nays—75

Adamson.	Good.
Aikin.	Goodman.
Alexander.	Graves.
Alsup.	Harris.
Barrett.	Head.
Beck.	Hicks.
Bergman.	Huddleston.
Bourne.	Hughes.
Bradley.	Hunt.
Burns.	Hunter.
Calvert.	Jackson.
Chastain.	Jones of Runnels.
Clayton.	Laird.
Crossley.	Latham.
Daniel.	Lemens.
Dean.	Lindsey.
Engelhard.	Long.
Fain.	Mackay.
Fisher.	Magee.
Ford.	McDougald.
Glass.	Metcalfe.
Golson.	Mitcham.

Moffett.	Smith.
Moore.	Stanfield.
Morrison.	Steward.
Munson.	Stinson.
Palmer.	Stovall.
Pavlica.	Tarwater.
Puryear.	Tennyson.
Ratliff.	Thomas.
Ray.	Tillery.
Reed of Bowie.	Turlington.
Riddle.	Van Zandt.
Roark.	Vaughan.
Rogers	Walker.
of Ochiltree.	Wells.
Rollins.	Wood.
Savage.	Young.

Absent

Anderson.	Harman.
Atchison.	Holland.
Butler.	Jefferson.
Caven.	Johnson
Colson.	of Anderson.
Dunlap.	Lange.
Duvall.	McGregor.
Dwyer.	Pope.
Greathouse.	

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

Question recurring on the motion by Mr. Turlington, it prevailed.

On motion of Mr. Turlington, the following proposed substitute for the resolution was ordered printed in the Journal:

Whereas, It has been reported that the prosecuting officials of counties in the East Texas oil field are either refusing or failing to prosecute offenders under existing criminal statutes, and are failing to co-operate with the grand juries of these respective counties, and are countenancing violations daily; and

Whereas, It is necessary that this situation be investigated with a view of the enactment of proper legislation of the State to investigate the offenders, as well as develop the true facts that exist; and now, therefore, be it

Resolved by the House of Representatives, That there is hereby created a committee to be known as the Legislative Oil Investigating Committee, whose duty it shall be to investigate thoroughly the negligence and failure to perform their duties on the part of these officials, and to investigate violations of our existing Conservation and Proration Laws.

No. 2. That said committee shall consist of five members to be appointed by the Speaker from the Members of the House, and the Speaker is hereby authorized to fill any vacancies that may occur for any reason in said committee.

No. 3. That said committee shall meet at Longview, Texas, within five days after this extraordinary session of the Legislature, and shall organize by electing one of its members chairman, another vice-chairman, and another secretary, and such other officers as may be necessary, and shall at said meeting determine upon and fix a place and date for its necessary business meeting, and for the holding of hearings, etc. The committee shall adopt such rules and regulations as necessary to carry out the rules and intent of this resolution. The committee shall begin its work not later than its second meeting, and the second meeting shall be convened not later than seven days after the adjournment of this extraordinary session, and shall continue its sessions and investigations as may be determined by a majority vote of the committee, until its work has been completed, but it shall conclude its investigations and make a report to the Legislature not later than the end of the second week of the Regular Session of the Forty-fourth Legislature; provided, however, that the committee shall conclude its hearing not later than twenty-one days after the close of this session. The committee report shall be accompanied by proposed bills to be introduced in the Legislature in instances where special legislation is recommended, and where such action is practical. The committee shall have further authority to require from all persons, firms, and corporations in this State, such information as it may desire with reference to violation of our Oil Conservation and Proration Laws, and the failure on the part of our enforcement officers to do their duty. The committee shall have the power to issue such processes, including subpoenas and subpoenas duces tecum, which may be necessary to compel the attendance of witnesses, or produce all books, records, or other information that may be desired by it in the proper discharge of its duties. It shall have all powers to punish for contempt and all other powers as are possessed by the district courts of this State. The committee shall

have full power and authority to employ and compensate all necessary investigators, stenographers, and other clerical help, and they shall keep a stenographical report of all information and investigations made. The committee shall have the power to administer oaths and swear witnesses. The members of the committee shall receive no compensation for their service as members of the committee, but they shall receive, during the time they actually serve, their traveling expenses, hotels, telegraph, telephone, and other necessary expenses incurred in the discharge of their duties. The committee shall be authorized and empowered to purchase such stationery and other supplies as may be necessary in the discharge of their duties. All witnesses summoned shall be allowed reasonable pay for their traveling expenses which the committee shall fix and allow.

The committee shall meet and hold open sessions except at such times as it deems necessary to go into executive sessions. The committee shall have full power and authority to cooperate with any duly constituted official of the State of Texas in the interests of quo warranto or other proceedings for the removal of any State or county official charged with the duty of enforcing Oil Conservation and Proration Laws, in the event said committee is of the opinion that any such official is failing or refusing to properly prosecute the violators of such laws. Provided further, that all expenses of the said committee shall be made upon the sworn accounts of the persons entitled to such pay, and approved by the chairman and secretary of the committee; provided, however, the entire expense of said committee shall not exceed one thousand dollars (\$1,000). The secretary shall file with the State Comptroller of Public Accounts a statement showing in detail all expenditures made by such committee and the amounts to whom such payments were made.

TURLINGTON,
DUNAGAN.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, September 19, 1934.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate

to inform the House that the Senate has passed

H. B. No. 62, A bill to be entitled "An Act to provide a more adequate manner of compensating county judges in counties which have a population of not less than 195,000 and not more than 200,000, according to the 1930 United States Census, and providing for the employment of a stenographer and other help for such judges, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

RELATIVE TO ACOUSTICS OF THE HALL

Mr. McKee offered the following resolution:

Be it resolved by the House of Representatives, That the Board of Control be authorized to remodel or replace the loud speaker in the House so as to improve the audition and to have the equipment ready for the Forty-fourth Legislature. The Board shall select the best equipment available through competitive bidding, but all the cost shall not exceed \$2,750, to be paid out of the Contingent Fund of the Forty-third Legislature, Third Called Session; be it further

Resolved, That the Board of Control be authorized to have the electrical equipment of the voting machine cleaned and repaired, so as to be ready for the next Legislature. The expense of this work shall not exceed \$289.50, to be paid out of the Contingent Expense Fund of the Forty-third Legislature, Third Called Session.

McKEE,
MORSE,
WOOD.

The resolution was read second time.

A division of the question in the resolution was called for.

Question first recurring on the section of the resolution relative to the loud speaker equipment, it was adopted.

Question recurring on the second section of the resolution, relative to the voting machine, it was adopted.

SENATE BILL NO. 13 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 13, A bill to be entitled "An Act granting to G. B. White and B. White and each of them, and to the heirs and legal representatives of each of them, the right and authority to sue the State of Texas for a settlement of all rights, claims, and demands of the said G. B. White and B. White, and each of them, arising out of or incident to the execution of and the performance under that certain contract made between G. B. White and B. White under the name of White Brothers and the State of Texas by its State Highway Engineer and State Highway Commission, of date January 7, 1931, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 13 ON THIRD READING

Mr. Metcalfe moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 13 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103

Aikin.	Harris.
Alexander.	Head.
Alsup.	Hicks.
Barrett.	Hill.
Beck.	Hodges.
Bergman.	Holekamp.
Bourne.	Holloway.
Camp.	Huddleston.
Canon.	Hughes.
Cathey.	Hunt.
Chastain.	Hunter.
Clayton.	Hyder.
Colson.	Jackson.
Coombes.	James.
Cowley.	Jones of Runnels.
Davidson.	Kayton.
Dean.	Kyle of Hays.
Devall.	Kyle of Palo Pinto.
Dunlap.	Laird.
Engelhard.	Latham.
Fain.	Lemens.
Fisher.	Leonard.
Ford.	Lindsey.
Fuchs.	Lotief.
Glass.	Mackay.
Golson.	Magee.
Good.	Mathis.
Goodman.	McCullough.
Greathouse.	McKee.
Griffith.	Merritt.
Hankamer.	Metcalfe.

Moffett.
Moore.
Morrison.
Morse.
Munson.
Palmer.
Parkhouse.
Patterson.
Pavlica.
Pope.
Purvey.
Ramsey.
Ratliff.
Ray.
Reed of Bowie.
Reed of Dallas.
Riddle.
Roark.
Roberts.
Rogers
of Ochiltree.

Rollins.
Russell.
Savage.
Scarborough.
Scott.
Shannon.
Shults.
Smith.
Stanfield.
Steward.
Stinson.
Stovall.
Stubbeman.
Tarwater.
Tennyson.
Thomas.
Townsend.
Turlington.
Walker.
Wells.
Wood.

Nays—6

Adamson.	Rogers of Hunt.
Burns.	Van Zandt.
Graves.	Vaughan.

Present—Not Voting

Tillery.

Absent

Anderson.	Holland.
Atchison.	Hoskins.
Baker.	Jefferson.
Barron.	Johnson
Bradley.	of Anderson.
Butler.	Jones of Atascosa.
Calvert.	Jones of Shelby.
Caven.	Lange.
Celaya.	Long.
Crossley.	McDougald.
Daniel.	McGregor.
Dunagan.	Mitcham.
Duvall.	Nicholson.
Dwyer.	Reader.
Harman.	Renfro.
Harrison.	Weinert.
Hartzog.	Young.

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

The Speaker then laid Senate Bill No. 13 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—101

Aikin.	Baker.
Alsup.	Barrett.

Beck.	Magee.
Bergman.	Mathis.
Bourne.	McCullough.
Camp.	McKee.
Canon.	Merritt.
Cathey.	Metcalfe.
Chastain.	Mitcham.
Clayton.	Moffett.
Colson.	Morrison.
Coombes.	Morse.
Cowley.	Munson.
Davidson.	Palmer.
Dean.	Parkhouse.
Fain.	Patterson.
Fisher.	Pavlica.
Ford.	Pope.
Fuchs.	Puryear.
Glass.	Ramsey.
Golson.	Ratliff.
Good.	Ray.
Goodman.	Reed of Bowie.
Greathouse.	Reed of Dallas.
Griffith.	Renfro.
Hankamer.	Riddle.
Harman.	Roark.
Harris.	Roberts.
Hartzog.	Rogers
Head.	of Ochiltree.
Hicks.	Rollins.
Hill.	Russell.
Hodges.	Savage.
Holekamp.	Scarborough.
Holloway.	Scott.
Huddleston.	Shults.
Hughes.	Smith.
Hunt.	Stanfield.
Hunter.	Steward.
Hyder.	Stinson.
Jackson.	Stovall.
James.	Stubbeman.
Jones of Atascosa.	Tarwater.
Jones of Runnels.	Tennyson.
Kayton.	Thomas.
Kyle of Hays.	Townsend.
Kyle of Palo Pinto.	Turlington.
Laird.	Walker.
Leonard.	Wells.
Lindsey.	Wood.
Lotief.	Young.

Nays—8

Adamson.	Rogers of Hunt.
Burns.	Tillery.
Devall.	Van Zandt.
Graves.	Vaughan.

Absent

Alexander.	Crossley.
Anderson.	Daniel.
Atchison.	Dunlap.
Barron.	Dunagan.
Bradley.	Duvall.
Butler.	Dwyer.
Calvert.	Engelhard.
Caven.	Harrison.
Celaya.	Holland.

Hoskins.	Mackay.
Jefferson.	McDougald.
Johnson	McGregor.
of Anderson.	Moore.
Jones of Shelby.	Nicholson.
Lange.	Reader.
Latham.	Shannon.
Lemens.	Weinert.
Long.	

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

SENATE BILL NO. 23 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 23, A bill to be entitled "An Act validating the creation and changes in boundaries of all independent school districts having within their limits a city with a population of one hundred sixty thousand (160,000) or more, according to the last preceding Federal Census, validating all elections in such districts authorizing the issuance of bonds, validating bonds heretofore voted in such districts, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 23 ON THIRD READING

Mr. Patterson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 23 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—112

Adamson.	Coombes.
Aikin.	Cowley.
Alexander.	Daniel.
Baker.	Davidson.
Barrett.	Dean.
Bedford.	Devall.
Bourne.	Dunlap.
Bradley.	Dunagan.
Burns.	Engelhard.
Camp.	Fain.
Canon.	Ford.
Cathey.	Fuchs.
Chastain.	Glass.
Clayton.	Golson.
Colson.	Good.

Greathouse.	Palmer.
Griffith.	Parkhouse.
Hankamer.	Patterson.
Harman.	Pavlica.
Harris.	Pope.
Head.	Puryear.
Hicks.	Ramsey.
Hill.	Ratliff.
Hodges.	Ray.
Holekamp.	Reader.
Holloway.	Reed of Bowie.
Huddleston.	Reed of Dallas.
Hughes.	Renfro.
Hunt.	Roark.
Hyder.	Roberts.
Jackson.	Rogers of Hunt.
James.	Rogers
Jones of Atascosa.	of Ochiltree.
Jones of Runnels.	Rollins.
Kayton.	Russell.
Kyle of Hays.	Savage.
Kyle of Palo Pinto.	Scarborough.
Laird.	Scott.
Latham.	Shannon.
Lemens.	Smith.
Leonard.	Stanfield.
Lindsey.	Steward.
Long.	Stinson.
Lotief.	Stovall.
Mackay.	Stubbeman.
Magee.	Tarwater.
Mathis.	Thomas.
McCullough.	Tillery.
McKee.	Turlington.
Merritt.	Van Zandt.
Metcalfe.	Vaughan.
Mitcham.	Walker.
Moffett.	Weinert.
Moore.	Wells.
Morrison.	Wood.
Morse.	Young.
Munson.	

Absent

Alsup.	Hartzog.
Anderson.	Holland.
Atchison.	Hoskins.
Barron.	Hunter.
Beck.	Jefferson.
Butler.	Johnson
Calvert.	of Anderson.
Caven.	Jones of Shelby.
Celaya.	Lange.
Crossley.	McDougald.
Duvall.	McGregor.
Dwyer.	Nicholson.
Fisher.	Riddle.
Goodman.	Shults.
Graves.	Tennyson.
Harrison.	Townsend.

Absent—Excused

Bergman.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

The Speaker then laid Senate Bill No. 23 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—117

Adamson.	Long.
Aikin.	Lotief.
Alsup.	Mackay.
Baker.	Magee.
Barrett.	Mathis.
Barron.	McCullough.
Beck.	Merritt.
Bergman.	Metcalfe.
Bourne.	Mitcham.
Bradley.	Moffett.
Burns.	Moore.
Camp.	Morrison.
Canon.	Morse.
Celaya.	Munson.
Chastain.	Palmer.
Clayton.	Parkhouse.
Colson.	Patterson.
Coombes.	Pavlica.
Cowley.	Pope.
Daniel.	Puryear.
Davidson.	Ramsey.
Dean.	Ratliff.
Devall.	Ray.
Dunlap.	Reader.
Dunagan.	Reed of Bowie.
Engelhard.	Reed of Dallas.
Fain.	Renfro.
Fisher.	Riddle.
Ford.	Roark.
Fuchs.	Roberts.
Glass.	Rogers of Hunt.
Golson.	Rogers
Good.	of Ochiltree.
Graves.	Rollins.
Greathouse.	Russell.
Hankamer.	Savage.
Harman.	Scarborough.
Harris.	Scott.
Hartzog.	Shannon.
Head.	Shults.
Hicks.	Smith.
Hill.	Stanfield.
Hodges.	Steward.
Holekamp.	Stinson.
Huddleston.	Stovall.
Hughes.	Stubbeman.
Hunt.	Tarwater.
Hunter.	Tennyson.
Hyder.	Thomas.
Jackson.	Tillery.
James.	Townsend.
Jones of Atascosa.	Turlington.
Jones of Runnels.	Van Zandt.
Kayton.	Vaughan.
Kyle of Hays.	Walker.
Laird.	Weinert.
Latham.	Wells.
Lemens.	Wood.
Lindsey.	Young.

Absent

Alexander.	Holloway.
Anderson.	Hoskins.
Atchison.	Jefferson.
Butler.	Johnson
Calvert.	of Anderson.
Cathey.	Jones of Shelby.
Caven.	Kyle of Palo Pinto.
Crossley.	Lange.
Duvall.	Leonard.
Dwyer.	McDougald.
Goodman.	McGregor.
Griffith.	McKee.
Harrison.	Nicholson.
Holland.	

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

SENATE BILL NO. 12 ON SECOND
READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 12, A bill to be entitled "An Act making certain emergency appropriations out of the General Revenue of the State of Texas for certain State eleemosynary institutions, providing enlarged facilities for inmates in said institutions, and declaring an emergency."

The bill was read second time.

Mr. Harman and Mr. Burns offered the following committee amendment to the bill:

Amend Senate Bill No. 12 by adding a new section to be numbered Section 1-a.

That the following sum of forty thousand dollars (\$40,000) be, and the same is hereby, appropriated out of any fund in the State Treasury, that is not otherwise appropriated, to build, construct, and erect a hospital and dormitory on the Wynne State Prison Farm for the tubercular and crippled convicts of the Texas Prison System, and said dormitory and hospital shall be built with convict labor.

Mr. Scott moved to table the amendment.

The motion to table was lost.

Question then recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—53

Alexander.	Magee.
Burns.	Mathis.
Camp.	McDougald.
Canon.	Merritt.
Clayton.	Metcalfe.
Colson.	Moffett.
Cowley.	Moore.
Daniel.	Morse.
Davidson.	Munson.
Ford.	Palmer.
Glass.	Pavlica.
Graves.	Pope.
Greathouse.	Ramsey.
Griffith.	Ray.
Hankamer.	Reader.
Harman.	Reed of Dallas.
Hill.	Renfro.
Hodges.	Roark.
Hughes.	Roberts.
Jackson.	Russell.
James.	Shannon.
Jones of Shelby.	Steward.
Kyle of Hays.	Stinson.
Laird.	Thomas.
Lemens.	Weinert.
Leonard.	Wood.
Long.	

Nays—62

Adamson.	Kyle of Palo Pinto.
Aikin.	Lindsey.
Alsup.	Lotief.
Baker.	Mackay.
Barrett.	Mitcham.
Beck.	Morrison.
Bourne.	Nicholson.
Calvert.	Parkhouse.
Caven.	Patterson.
Chastain.	Puryear.
Dean.	Ratliff.
Devall.	Reed of Bowie.
Engelhard	Riddle.
Fain.	Rogers of Hunt.
Fisher.	Rogers
Fuchs.	of Ochiltree.
Golson.	Rollins.
Good.	Savage.
Goodman.	Scott.
Harris.	Shults.
Head.	Smith.
Hicks.	Stanfield.
Holekamp.	Stovall.
Holloway.	Stubbeman.
Hoskins.	Tennyson.
Huddleston.	Tillery.
Hunt.	Townsend.
Hunter.	Van Zandt.
Hyder.	Vaughan.
Jones of Atascosa.	Walker.
Jones of Runnels.	Wells.
Kayton.	

Absent

Anderson.	Hartzog.
Atchison.	Holland.
Barron.	Jefferson.
Bergman.	Johnson
Bradley.	of Anderson.
Butler.	Lange.
Cathey.	Latham.
Celaya.	McCullough.
Coombes.	McGregor.
Crossley.	McKee.
Dunlap.	Scarborough.
Dunagan.	Tarwater.
Duvall.	Turlington.
Dwyer.	Young.
Harrison.	

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

Mr. Stovall offered the following amendment to the bill:

Amend Senate Bill No. 12, page 2, by adding after the word "connection," the following: "and maintenance and support."

The amendment was adopted.

Mr. Good offered the following amendment to the bill:

Amend Senate Bill No. 12 by striking out all of lines 20 to 34, inclusive, on page 2.

GOOD,
SCOTT.

Mr. Moore moved to table the amendment.

The motion to table prevailed.

Mr. Burns and Mr. Laird offered the following amendment to the bill:

Amend Senate Bill No. 12 by adding a new section, to be numbered Section 1-a, as follows:

That the following sum of thirty thousand dollars be, and the same is hereby, appropriated out of any funds in the State Treasury, that is not otherwise appropriated, to build, construct, erect, equip, a hospital and dormitory on the Wynne State Prison Farm for the tubercular and crippled convicts of Texas Prison System, and said hospital and dormitory shall be built with convict labor.

BURNS,
LAIRD.

Mr. Scott moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—62

Adamson.	Kyle of Hays.
Aikin.	Kyle of Palo Pinto.
Alexander.	Leonard.
Alsup.	Lindsey.
Barrett.	Mackay.
Beck.	Magee.
Bourne.	McKee.
Bradley.	Merritt.
Calvert.	Mitcham.
Chastain.	Munson.
Coombes.	Nicholson.
Crossley.	Parkhouse.
Devall.	Patterson.
Dunagan.	Reed of Bowie.
Fain.	Reed of Dallas.
Fisher.	Riddle.
Golson.	Rogers of Hunt.
Good.	Rogers
Harris.	of Ochiltree.
Harrison.	Rollins.
Hicks.	Savage.
Holloway.	Scott.
Hoskins.	Shults.
Hunt.	Smith.
Hunter.	Stovall.
Hyder.	Tennyson.
James.	Turlington.
Johnson	Van Zandt.
of Anderson.	Vaughan.
Jones of Atascosa.	Walker.
Jones of Runnels.	Wells.
Kayton.	Wood.

Nays—59

Baker.	Hodges.
Bergman.	Holekamp.
Burns.	Holland.
Butler.	Huddleston.
Camp.	Hughes.
Canon.	Jackson.
Cathey.	Laird.
Caven.	Lemens.
Clayton.	Long.
Colson.	Lotief.
Cowley.	Mathis.
Daniel.	McCullough.
Davidson.	Moffett.
Dunlap.	Moore.
Engelhard.	Morse.
Ford.	Palmer.
Fuchs.	Pavlica.
Glass.	Pope.
Goodman.	Puryear.
Greathouse.	Ramsey.
Griffith.	Ray.
Hankamer.	Reader.
Head.	Renfro.
Hill.	Roark.

Roberts.
Russell.
Scarborough.
Shannon.
Stanfield.
Steward.

Stinson.
Thomas.
Tillery.
Townsend.
Weinert.

Absent

Anderson.	Jones of Shelby.
Atchison.	Lange.
Barron.	Latham.
Celaya.	McDougald.
Dean.	McGregor.
Duvall.	Metcalfe.
Dwyer.	Morrison.
Graves.	Ratliff.
Harman.	Stubbeman.
Hartzog.	Tarwater.
Jefferson.	Young.

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and to the body of the bill.

Senate Bill No. 12 was then passed to third reading.

SENATE BILL NO. 12 ON THIRD READING

Mr. Harman moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105

Adamson.	Devall.
Aikin.	Dunlap.
Alexander.	Dunagan.
Alsup.	Engelhard.
Atchison.	Fain.
Baker.	Fisher.
Barrett.	Ford.
Beck.	Fuchs.
Bourne.	Glass.
Bradley.	Golson.
Burns.	Goodman.
Butler.	Greathouse.
Calvert.	Griffith.
Camp.	Hankamer.
Canon.	Harman.
Caven.	Harris.
Celaya.	Harrison.
Clayton.	Head.
Cowley.	Hicks.
Daniel.	Holekamp.

Holland.	Pavlica.
Hoskins.	Purveyar.
Huddleston.	Ratliff.
Hughes.	Ray.
Hunter.	Reader.
Hyder.	Reed of Dallas.
Jackson.	Riddle.
James.	Roark.
Johnson	Roberts.
of Anderson.	Rogers
Jones of Atascosa.	of Ochiltree.
Jones of Runnels.	Rollins.
Jones of Shelby.	Russell.
Kayton.	Savage.
Kyle of Hays.	Scarborough.
Kyle of Palo Pinto.	Shannon.
Leonard.	Shults.
Lindsey.	Smith.
Long.	Stanfield.
Lotief.	Steward.
Mackay.	Stinson.
Magee.	Stovall.
Mathis.	Stubbeman.
McKee.	Tarwater.
Mitcham.	Tennyson.
Moffett.	Tillery.
Moore.	Townsend.
Morrison.	Van Zandt.
Morse.	Walker.
Munson.	Weinert.
Nicholson.	Wells.
Palmer.	Wood.
Parkhouse.	Young.
Patterson.	

Nays—7

Coombes.	Rogers of Hunt.
Crossley.	Scott.
Good.	Vaughan.
Reed of Bowie.	

Absent

Anderson.	Jefferson.
Barron.	Laird.
Bergman.	Lange.
Cathey.	Latham.
Chastain.	Lemens.
Colson.	McCullough.
Davidson.	McDougald.
Dean.	McGregor.
Duvall.	Merritt.
Dwyer.	Metcalfe.
Graves.	Pope.
Hartzog.	Ramsey.
Hill.	Renfro.
Hodges.	Thomas.
Holloway.	Turlington.
Hunt.	

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

The Speaker then laid Senate Bill

No. 12 before the House, on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—108

Adamson.	Kyle of Palo Pinto.
Aikin.	Laird.
Alexander.	Latham.
Alsup.	Leonard.
Atchison.	Lindsey.
Baker.	Long.
Barrett.	Lotief.
Bergman.	Mackay.
Bourne.	Magee.
Bradley.	Mathis.
Burns.	McCullough.
Butler.	McKee.
Camp.	Merritt.
Canon.	Mitcham.
Cathey.	Moffett.
Caven.	Moore.
Celaya.	Morrison.
Clayton.	Morse.
Colson.	Munson.
Crossley.	Nicholson.
Daniel.	Palmer.
Davidson.	Parkhouse.
Dunlap.	Pavlica.
Dunagan.	Puryear.
Fain.	Ratliff.
Fisher.	Ray.
Ford.	Reader.
Fuchs.	Reed of Dallas.
Glass.	Riddle.
Golson.	Roark.
Goodman.	Roberts.
Griffith.	Rogers
Hankamer.	of Ochiltree.
Harman.	Rollins.
Harris.	Russell.
Harrison.	Savage.
Head.	Scarborough.
Hicks.	Shannon.
Hill.	Shults.
Holekamp.	Smith.
Holland.	Stanfield.
Hoskins.	Steward.
Huddleston.	Stinson.
Hughes.	Stovall.
Hunt.	Stubbeman.
Hyder.	Tarwater.
Jackson.	Tennyson.
James.	Thomas.
Johnson	Tillery.
of Anderson.	Turlington.
Jones of Atascosa.	Van Zandt.
Jones of Runnels.	Walker.
Jones of Shelby.	Weinert.
Kayton.	Wells.
Kyle of Hays.	Wood.

Nays—6

Devall.	Rogers of Hunt.
Good.	Scott.
Reed of Bowie.	Vaughan.

Present—Not Voting

Hunter.

Absent

Anderson.	Hodges.
Barron.	Holloway.
Beck.	Jefferson.
Calvert.	Lange.
Chastain.	Lemens.
Coombes.	McDougald.
Cowley.	McGregor.
Dean.	Metcalfe.
Duvall.	Patterson.
Dwyer.	Pope.
Engelhard.	Ramsey.
Graves.	Renfro.
Greathouse.	Townsend.
Hartzog.	Young.

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

MESSAGES FROM THE GOVERNOR

The Speaker laid before the House and had read the following messages from the Governor:

Executive Office,
Austin, Texas, September 19, 1934.

To the Forty-third Legislature in
Third Called Session:

By request of Representative Dunagan, I submit, for your consideration, the attached bill, to be entitled "An Act amending Senate Bill No. 209, General Laws of the Forty-third Legislature, and amending Article 3883, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 340, Acts of the Regular Session, Forty-second Legislature, so as to provide that counties containing as many as 22,296 and not more than 22,580 inhabitants, according to the last Federal Census, the assessor and collector of taxes shall receive \$4,500, and declaring an emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 19, 1934.

To the Forty-third Legislature in
Third Called Session:

By request of Representative Laird, I submit, for your consideration, the attached bill, to be entitled "An Act to validate the organization and crea-

tion of all county line consolidated independent school districts, county line rural high school districts, and/or consolidated common school districts, whether created by the vote of the people or by the county boards of trustees, or commissioners courts or by judgments of district courts, where such county line consolidated independent school districts, county line rural high school districts and consolidated common school districts are formed by the consolidation of districts or parts of districts lying in three adjoining counties; etc., and declaring an emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, September 19, 1934.

To the Forty-third Legislature in
Third Called Session:

At the request of Senator Greer, I submit, for your consideration, the attached bill, to be entitled "An Act designating fur-bearing animals, declaring them the property of the State, declaring a three (3) year closed season on wild fox in Henderson County; and providing a penalty for violation of this Act."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, September 19, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 34, A bill to be entitled "An Act making appropriation for the continuation of malaria control by the State Board of Health, and declaring an emergency." (With amendment.)

H. B. No. 46, A bill to be entitled "An Act to amend Subdivision 32, of Article 199, Title 8, of the Revised Civil Statutes of the State of Texas, 1925, amended by Act 1931, Forty-second Legislature, First Called Session, page 27, Chapter 14, Section 1, amended by Acts 1933, Forty-third Legislature, Regular Session, page

371, Chapter 145, so as to change the time and terms of holding the terms of district court in Nolan, Mitchell, Scurry and Borden Counties, constituting the Thirty-second Judicial District of Texas; etc., and declaring an emergency."

H. B. No. 73, A bill to be entitled "An Act to amend Chapter 95 of the General Laws of the State of Texas passed by the Regular Session of the Thirty-ninth Legislature, approved March 19, 1925, creating the Commission in Aid of the Court of Criminal Appeals of Texas, as amended by Chapter 40 of the General Laws of the State of Texas; etc., and declaring an emergency."

S. B. No. 4, A bill to be entitled "An Act authorizing cities having more than sixteen thousand inhabitants as shown by the last Federal Census, preceding such action, and containing a junior college within their corporate limits, to establish community centers consisting of all land and buildings or structures necessary therefor, including gymnasiums, auditoriums, natatoriums and dormitories to furnish residence to teachers and students attending schools and college in any such city, and declaring an emergency."

H. B. No. 70, A bill to be entitled "An Act making it a penal offense for any officer or employe of the Texas Prison System, or any other person, to instigate, connive, attempt to cause, assist in or conspire with others to cause any mutiny, or riot, or in any manner aid in the escape of any prisoner from the Texas penitentiary, from any prison farm; etc., and declaring an emergency."

S. B. No. 22, A bill to be entitled "An Act amending Article 198, Title 8, Revised Civil Statutes of 1925, as amended by Chapter 38, of the Forty-second Legislature at its Third Called Session, by placing Hunt County within, to compose a part of, both the Fifth (5th) and Sixth (6th) Supreme Judicial Districts of Texas, and regulating the filing, in the respective Courts of Civil Appeals established in said districts, cases appealed from the trial courts of Hunt County, and declaring an emergency."

Respectfully,
BOB BARKER,
Secretary of the Senate.

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 4, to the Committee on Municipal and Private Corporations.

Senate Bill No. 22, to the Committee on Judicial Districts.

BILLS ORDERED NOT PRINTED

(By Unanimous Consent)

On motion of Mr. Griffith, House Bill No. 93 was ordered not printed.

On motion of Mr. McKee, Senate Bill No. 10 was ordered not printed.

RELATIVE TO HOUSE BILL NO. 90

Mr. Kyle of Hays asked unanimous consent of the House, to make the motion, at this time, that House Bill No. 90 be printed in mimeograph form and not otherwise printed.

Mr. Kayton objected.

Mr. Kyle of Hays moved that the House Rule relative to the time allotted for the consideration of routine motions be suspended for the purpose of making the motion.

The motion was lost by the following vote:

Yeas—65

Aikin.	Harrison.
Alexander.	Head.
Baker.	Hicks.
Beck.	Hodges.
Bourne.	Holland.
Bradley.	Hunter.
Burns.	Hyder.
Butler.	Johnson
Calvert.	of Anderson.
Camp.	Jones of Atascosa.
Canon.	Jones of Runnels.
Cathey.	Jones of Shelby.
Caven.	Kyle of Hays.
Colson.	Kyle of Palo Pinto.
Coombes.	Laird.
Daniel.	Latham.
Davidson.	Lindsey.
Dean.	Lotief.
Dunagan.	Magee.
Fisher.	Mitcham.
Golson.	Moffett.
Good.	Morrison.
Goodman.	Palmer.
Harman.	Parkhouse.

Puryear.
Ray.
Reed of Bowie.
Riddle.
Roark.
Rogers of Hunt.
Rollins.
Savage.
Scott.

Shannon.
Shults.
Steward.
Stovall.
Stubbeman.
Turlington.
Vaughan.
Wells.
Wood.

Nays—42

Adamson.
Alsup.
Bergman.
Celaya.
Chastain.
Clayton.
Crossley.
Devall.
Dunlap.
Engelhard.
Fain.
Ford.
Fuchs.
Glass.
Griffith.
Hankamer.
Hill.
Huddleston.
Hunt.
Jackson.
James.
Kayton.

Long.
Mackay.
Mathis.
McKee.
Moore.
Morse.
Munson.
Nicholson.
Pavlica.
Ramsey.
Reader.
Reed of Dallas.
Roberts.
Rogers
of Ochiltree.
Russell.
Stinson.
Tennyson.
Thomas.
Van Zandt.
Walker.

Absent

Anderson.
Atchison.
Barrett.
Barron.
Cowley.
Duvall.
Dwyer.
Graves.
Greathouse.
Harris.
Hartzog.
Holekamp.
Holloway.
Hoskins.
Hughes.
Jefferson.
Lange.
Lemens.

Leonard.
McCullough.
McDougald.
McGregor.
Merritt.
Metcalf.
Patterson.
Pope.
Ratliff.
Renfro.
Scarborough.
Smith.
Stanfield.
Tarwater.
Tillery.
Townsend.
Weinert.
Young.

Absent—Excused

Bedford.
Hester.
Johnson
of Dimmit.

Wagstaff.
Winningham.

HOUSE BILL NO. 34 WITH SENATE AMENDMENTS

Mr. Reader called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 34, A bill to be entitled "An Act making appropriation for the continuation of malaria control by the State Board of Health, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

On motion of Mr. Reader, the House concurred in the Senate amendments by the following vote:

Yeas—101

Adamson.	Leonard.
Alexander.	Lindsey.
Barron.	Long.
Beck.	Lotief.
Bergman.	Magee.
Bourne.	Mathis.
Bradley.	McCullough.
Butler.	McKee.
Calvert.	Mitcham.
Canon.	Moffett.
Cathey.	Moore.
Caven.	Morrison.
Chastain.	Morse.
Clayton.	Munson.
Colson.	Nicholson.
Coombes.	Palmer.
Cowley.	Parkhouse.
Daniel.	Pavlica.
Davidson.	Puryear.
Dean.	Ramsey.
Dunagan.	Ratliff.
Engelhard.	Ray.
Fain.	Reader.
Fisher.	Reed of Dallas.
Fuchs.	Riddle.
Glass.	Roark.
Golson.	Rogers of Hunt.
Goodman.	Rogers
Griffith.	of Ochiltree.
Hankamer.	Rollins.
Harman.	Russell.
Harris.	Savage.
Harrison.	Scarborough.
Hartzog.	Scott.
Hicks.	Shannon.
Hill.	Shults.
Holland.	Smith.
Holloway.	Stanfield.
Huddleston.	Steward.
Hughes.	Stinson.
Hunt.	Stovall.
Hyder.	Stubbeman.
Jackson.	Tarwater.
James.	Tennyson.
Johnson	Townsend.
of Anderson.	Van Zandt.
Jones of Atascosa.	Walker.
Jones of Runnels.	Weinert.
Kayton.	Wells.
Kyle of Hays.	Wood.
Kyle of Palo Pinto.	Young.
Laird.	

Nays—6

Aikin.	Camp.
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Good.
Hunter.

Reed of Bowie.
Vaughan.

Absent

Alsup.	Hoskins.
Anderson.	Jefferson.
Atchison.	Jones of Shelby.
Baker.	Lange.
Barrett.	Latham.
Burns.	Lemens.
Celaya.	Mackay.
Crossley.	McDougald.
Devall.	McGregor.
Dunlap.	Merritt.
Duvall.	Metcalfe.
Dwyer.	Patterson.
Ford.	Pope.
Graves.	Renfro.
Greathouse.	Roberts.
Head.	Thomas.
Hodges.	Tillery.
Holekamp.	Turlington.

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

SENATE BILL NO. 10 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 10, A bill to be entitled "An Act validating all concurrent resolutions, adopted at previous sessions of the Legislature, granting to persons, firms, or corporations permission to sue the State of Texas in any of its courts upon claims against the State, providing that same shall be effective, both as to suits already filed and pending, and as to suits hereafter filed by authority of said concurrent resolution, providing that nothing therein shall operate to create any cause of action against the State, and declaring an emergency."

The bill was read second time, and was passed to third reading.

MOTION TO TAKE UP SENATE BILL NO. 10

Mr. Savage moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 10 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—68

Alsup.	Kyle of Palo Pinto.
Atchison.	Laird.
Baker.	Leonard.
Bergman.	Long.
Bourne.	Mackay.
Canon.	Magee.
Caven.	McKee.
Clayton.	Mitcham.
Colson.	Moore.
Dunlap.	Morse.
Dunagan.	Munson.
Engelhard.	Nicholson.
Ford.	Parkhouse.
Fuchs.	Patterson.
Glass.	Pavlica.
Golson.	Puryear.
Greathouse.	Ratliff.
Griffith.	Ray.
Hankamer.	Reed of Dallas.
Harrison.	Riddle.
Head.	Roberts.
Hill.	Rogers
Hodges.	of Ochiltree.
Holland.	Russell.
Hoskins.	Savage.
Hughes.	Scarborough.
Hunt.	Shannon.
Hyder.	Stanfield.
Jackson.	Stinson.
James.	Stovall.
Johnson	Stubbeman.
of Anderson.	Turlington.
Jones of Runnels.	Walker.
Jones of Shelby.	Weinert.
Kyle of Hays.	Wood.

Nays—38

Adamson.	Kayton.
Aikin.	Lindsey.
Barrett.	Lotief.
Beck.	Merritt.
Burns.	Moffett.
Calvert.	Morrison.
Camp.	Palmer.
Cathey.	Reed of Bowie.
Chastain.	Roark.
Crossley.	Rogers of Hunt.
Daniel.	Rollins.
Devall.	Scott.
Fain.	Shults.
Fisher.	Smith.
Goodman.	Steward.
Harris.	Tarwater.
Hicks.	Thomas.
Huddleston.	Van Zandt.
Hunter.	Vaughan.

Absent

Alexander.	Coombes.
Anderson.	Cowley.
Barron.	Davidson.
Bradley.	Dean.
Butler.	Duval.
Celaya.	Dwyer.

Good.	McDougald.
Graves.	McGregor.
Harman.	Metcalfe.
Hartzog.	Pope.
Holekamp.	Ramsey.
Holloway.	Reader.
Jefferson.	Renfro.
Jones of Atascosa.	Tennyson.
Lange.	Tillery.
Latham.	Townsend.
Lemens.	Wells.
Mathis.	Young.
McCullough.	

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

BILL ORDERED NOT PRINTED

On motion of Mr. Harris, House Bill No. 78 was ordered not printed.

(Mr. Latham in the Chair.)

HOUSE BILL NO. 3 ON PASSAGE TO ENGROSSMENT

The Speaker laid before the House, as pending business, on its passage to engrossment,

H. B. No. 3, A bill to be entitled "An Act making appropriations to pay miscellaneous claims out of the General Fund; authorizing the payment of certain sums out of the Highway Fund; authorizing the payment of said miscellaneous claims on the taking effect of this Act."

The bill having been read second time on yesterday, with committee amendment by Mr. Engelhard, pending.

Mr. Engelhard offered the following amendments to the committee amendment:

Amend committee amendment to House Bill No. 3 by inserting on page 9, line 11, the following:

To pay Maydelle School District, Maydelle, Texas, refund of back taxes on State property which is not subject to taxation by the State\$560.08

To pay W. G. Gayle, Beeville, Bee County, Texas, for services rendered as district attorney for Thirty-sixth Judicial District for calendar year 1929..... 528.36

To pay Len Irvin, Alton, Texas, sheriff fees 360.60

To pay Jake Little, Rosebud, Texas, witness fees..... 6.72

To pay Jno. Purvis, Stephen-ville, Texas, overpayment occupation tax	47.50
To pay J. M. Blake, Houston, Texas, witness fees.....	19.36
To pay Mrs. Una Llewellyn, Marlin, Texas, transcript paupers' oaths	33.25
To pay B. A. Walker, refund peddlers' license.....	3.50
To pay Elam Dudley, Fort Worth, Texas, refund automobile license fee.....	35.80
To pay Jack F. Dawson, Douglas, Arizona, refund occupation tax on mint-vending machines	350.00
To pay J. A. Bowen, Waco, Texas, unused beer license..	104.25
To pay Judge Thomas R. Bond, Terrell, Texas, balance expense account	122.85
To pay B. A. Walker, Gainesville, Texas, refund occupation tax	3.50
To pay C. F. Patterson, Jefferson, Texas, sheriff fees.....	94.50
To pay P. A. Jackson, Marfa, Texas, account overpayment State taxes	57.75
To pay O. A. Knight, Marfa, Texas, account overpayment State taxes	48.22
To pay Charles Ray, Jefferson, Texas, account overpayment of taxes	41.14
To pay Mrs. A. T. Sharp, Beckville, Texas, account overpayment of taxes.....	13.04

Amend committee amendment to House Bill No. 3 by striking out all items to pay district judges, district clerks or court reporters for the current fiscal year.

The amendments were severally adopted.

Mr. Lotief offered the following amendment to the committee amendment:

Amend committee amendment to House Bill No. 3, page —, line 32, by striking out the figures, "\$1,590.62."

The amendment was adopted.

Mr. Tennyson offered the following amendment to the committee amendment:

Amend committee amendment to House Bill No. 3 by adding between lines 11 and 12, page 9, the following: "To pay W. R. Harper \$20 for Treasury warrant No. 30656, issued November 17, 1864, for civil service."

The amendment was lost.

Mr. Aikin offered the following

amendments to the committee amendment:

(1)

Amend committee amendment to House Bill No. 3 by striking out lines 26, 27, 28, and 29, on page 7.

(2)

Amend committee amendment to House Bill No. 3 by striking out lines 13 and 14, on page 6.

The amendments were severally adopted.

Mr. Lotief offered the following amendment to the committee amendment:

Amend committee amendment to House Bill No. 3 by adding the following: "Pay to J. S. Yeager of Putnam, Texas, for labor, due from Highway Department, \$69.50."

The amendment was adopted.

Mr. Leonard offered the following amendment to the committee amendment:

Amend the amendment to House Bill No. 3 by adding at some proper place the following: "To pay Mrs. E. B. Phares, as administrator, McAllen, Texas, refund of husband's insurance money erroneously paid into State Treasury, \$693.39."

The amendment was adopted.

The committee amendment as amended was then adopted.

House Bill No. 3 was then passed to engrossment.

HOUSE BILL NO. 3 ON THIRD READING

Mr. Engelhard moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 3 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101

Adamson.	Canon.
Aikin.	Cathey.
Alexander.	Caven.
Alsup.	Celaya.
Atchison.	Chastain.
Baker.	Clayton.
Barrett.	Colson.
Bergman.	Coombes.
Bourne.	Daniel.
Bradley.	Davidson.
Butler.	Dean.
Calvert.	Devall.
Camp.	Dunlap.

Dunagan.	McKee.
Engelhard.	Merritt.
Fisher.	Moffett.
Ford.	Moore.
Fuchs.	Morrison.
Glass.	Morse.
Golson.	Munson.
Good.	Nicholson.
Goodman.	Palmer.
Greathouse.	Patterson.
Griffith.	Puryear.
Hankamer.	Ratliff.
Harris.	Reader.
Harrison.	Reed of Dallas.
Hartzog.	Renfro.
Head.	Roberts.
Hill.	Rogers
Hodges.	of Ochiltree.
Holekamp.	Rollins.
Hoskins.	Savage.
Huddleston.	Scarborough.
Hughes.	Shults.
Hunter.	Smith.
Jackson.	Stanfield.
James.	Steward.
Johnson	Stinson.
of Anderson.	Stovall.
Jones of Atascosa.	Stubbeman.
Jones of Runnels.	Tarwater.
Jones of Shelby.	Tillery.
Kayton.	Townsend.
Kyle of Hays.	Turlington.
Kyle of Palo Pinto.	Van Zandt.
Lemens.	Walker.
Leonard.	Weinert.
Long.	Wells.
Lotief.	Wood.
Mackay.	Young.
Mathis.	

Nays—11

Beck.	Roark.
Crossley.	Rogers of Hunt.
Fain.	Scott.
Lindsey.	Tennyson.
Magee.	Vaughan.
Reed of Bowie.	

Absent

Anderson.	Lange.
Barron.	McCullough.
Burns.	McDougald.
Cowley.	McGregor.
Duvall.	Metcalf.
Dwyer.	Mitcham.
Graves.	Parkhouse.
Harman.	Pavlica.
Hicks.	Pope.
Holland.	Ramsey.
Holloway.	Ray.
Hunt.	Riddle.
Hyder.	Russell.
Jefferson.	Shannon.
Laird.	Thomas.
Latham.	

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

The Speaker then laid House Bill No. 3 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—94

Adamson.	Jones of Shelby.
Alexander.	Kayton.
Alsup.	Kyle of Hays.
Atchison.	Kyle of Palo Pinto.
Baker.	Laird.
Barrett.	Lemens.
Bergman.	Leonard.
Bourne.	Long.
Bradley.	Lotief.
Butler.	Mackay.
Canon.	Mathis.
Cathey.	McCullough.
Caven.	McKee.
Celaya.	Merritt.
Clayton.	Moffett.
Colson.	Moore.
Coombes.	Morrison.
Davidson.	Morse.
Dean.	Munson.
Dunlap.	Nicholson.
Dunagan.	Palmer.
Engelhard.	Patterson.
Fisher.	Puryear.
Ford.	Ratliff.
Fuchs.	Reader.
Glass.	Reed of Dallas.
Golson.	Renfro.
Good.	Riddle.
Goodman.	Roberts.
Greathouse.	Rogers
Griffith.	of Ochiltree.
Hankamer.	Rollins.
Harris.	Savage.
Harrison.	Shults.
Hartzog.	Smith.
Head.	Stanfield.
Hill.	Steward.
Hodges.	Stinson.
Holekamp.	Stovall.
Hoskins.	Stubbeman.
Huddleston.	Tarwater.
Hughes.	Tillery.
Jackson.	Townsend.
James.	Turlington.
Johnson	Weinert.
of Anderson.	Wells.
Jones of Atascosa.	Wood.
Jones of Runnels.	Young.

Nays—22

Aikin.	Calvert.
Beck.	Camp.

Chastain.	Mitcham.
Crossley.	Reed of Bowie.
Daniel.	Roark.
Devall.	Rogers of Hunt.
Fain.	Scott.
Hunt.	Tennyson.
Hunter.	Van Zandt.
Lindsey.	Vaughan.
Magee.	Walker.
Latham.	

Absent

Anderson.	Lange.
Barron.	McDougald.
Burns.	McGregor.
Cowley.	Metcalfe.
Duvall.	Parkhouse.
Dwyer.	Pavlica.
Graves.	Pope.
Harman.	Ramsey.
Hicks.	Ray.
Holland.	Russell.
Holloway.	Scarborough.
Hyder.	Shannon.
Jefferson.	Thomas.

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, September 19, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate
to inform the House that the Senate
has passed

H. B. No. 4, A bill to be entitled
"An Act making an appropriation to
pay judgments of the district and
county courts refunding to the heirs,
devisees, legatees, or legal representa-
tives of deceased persons, whose
estates have escheated to the State,
such sums of money belonging to such
escheated estates as have been paid
into the Public Treasury; authorizing
the payment of such claims on the
taking effect of this Act and the filing
with the Comptroller of a copy of the
order of the court under the seal of
the court." (With amendment.)

H. B. No. 32, A bill to be entitled
"An Act defining 'oleomargarine' and
other terms used in this Act; impos-
ing a tax of ten cents per pound on
certain oleomargarines, prescribing
the method for collecting said tax;
providing for the keeping and fur-

nishing of records, certificates, and
reports; providing and regulating the
manner of shipment and delivery of
oleomargarine; fixing liability for
taxes; etc., and declaring an emer-
gency." (With amendment.)

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 4 WITH SEN-
ATE AMENDMENTS

Mr. Coombes called up from the
Speaker's table, with Senate amend-
ments, for consideration of the amend-
ments,

H. B. No. 4, A bill to be entitled
"An Act making an appropriation to
pay judgments of the district and
county courts refunding to the heirs,
devisees, legatees, or legal representa-
tives of deceased persons, whose
estates have escheated to the State,
such sums of money belonging to such
escheated estates as have been paid
into the Public Treasury; authorizing
the payment of such claims on the
taking effect of this Act and the filing
with the Comptroller of a copy of the
order of the court under the seal of
the court."

The Speaker laid the bill before
the House with the Senate amend-
ments.

On motion of Mr. Coombes, the
House concurred in the Senate amend-
ments by the following vote:

Yeas—104

Adamson.	Fain.
Alexander.	Fisher.
Alsup.	Fuchs.
Baker.	Glass.
Barrett.	Golson.
Barron.	Goodman.
Bergman.	Greathouse.
Bourne.	Griffith.
Bradley.	Hankamer.
Butler.	Harris.
Calvert.	Harrison.
Camp.	Hartzog.
Canon.	Hodges.
Celaya.	Holekamp.
Chastain.	Hoskins.
Clayton.	Huddleston.
Colson.	Hughes.
Coombes.	Hunt.
Crossley.	Hunter.
Daniel.	Jackson.
Davidson.	Johnson
Dean.	of Anderson.
Devall.	Jones of Atascosa.
Engelhard.	Jones of Runnels.

Jones of Shelby.	Ray.
Kayton.	Reader.
Kyle of Hays.	Reed of Dallas.
Kyle of Palo Pinto.	Renfro.
Laird.	Roark.
Latham.	Roberts.
Lemens.	Rogers
Leonard.	of Ochiltree.
Lindsey.	Rollins.
Long.	Savage.
Lotief.	Scarborough.
Mackay.	Scott.
Magee.	Shannon.
Mathis.	Shults.
McCullough.	Smith.
McKee.	Stanfield.
Merritt.	Steward.
Mitcham.	Stinson.
Moffett.	Stovall.
Moore.	Stubbeman.
Morrison.	Tarwater.
Morse.	Tennyson.
Munson.	Thomas.
Nicholson.	Tillery.
Palmer.	Townsend.
Parkhouse.	Turlington.
Patterson.	Walker.
Puryear.	Wood.
Ratliff.	Young.

Nays—5

Aikin.	Rogers of Hunt.
Beck.	Van Zandt.
Reed of Bowie.	

Absent

Anderson.	Holland.
Atchison.	Holloway.
Burns.	Hyder.
Cathey.	James.
Caven.	Jefferson.
Cowley.	Lange.
Dunlap.	McDougald.
Dunagan.	McGregor.
Duvall.	Metcalf.
Dwyer.	Pavlica.
Ford.	Pope.
Good.	Ramsey.
Graves.	Riddle.
Harman.	Russell.
Head.	Vaughan.
Hicks.	Weinert.
Hill.	Wells.

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

AUTHORIZING ENROLLING CLERK TO MAKE CERTAIN CORRECTIONS

Mr. Hankamer offered the following resolution:

H. C. R. No. 21, Authorizing En-

rolling Clerk to make certain corrections.

Whereas, The Senate amended House Bill No. 4 by adding to the body of the bill an emergency clause, but did not amend the caption of the bill to conform to the changes made in the body of the bill by said amendment; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be, and she is hereby, authorized and instructed to make such changes in the caption of House Bill No. 4 as are necessary to make the same conform to the body of the bill.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, September 19, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has concurred in House amendments to Senate bill by the following vote: Senate Bill No. 12: Yeas, 29; nays, 0.

Has adopted

H. C. R. No. 21, Authorizing the Enrolling Clerk of the House to amend caption of House Bill No. 4 to conform to the body of the bill.

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 50 ON SECOND READING

Mr. Mathis moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 50, A bill to be entitled "An Act amending Chapter 19, House Bill No. 88, Acts of the Second Called Session of the Forty-third Legislature, declaring the policy of the Legislature to provide for the general welfare by co-operation with the Federal Government in making effective the provisions of the National Agricultural Adjustment Act and the National Recovery Act within the State of Texas with reference to producers, distributors, and processors of milk and milk products; defining certain

terms used in the bill; providing for application to the Commissioner of Agriculture by groups engaged in the milk industry in counties having a population in excess of 350,000; etc., and declaring an emergency."

The motion prevailed by the following vote:

Yeas—72

Adamson.	Johnson
Alexander.	of Anderson.
Alsup.	Jones of Atascosa.
Atchison.	Jones of Shelby.
Baker.	Kyle of Palo Pinto.
Barrett.	Laird.
Bourne.	Latham.
Bradley.	Lemens.
Butler.	Lotief.
Calvert.	Mackay.
Canon.	Magee.
Cathey.	Mathis.
Celaya.	McCullough.
Chastain.	Mitcham.
Clayton.	Moore.
Colson.	Morrison.
Davidson.	Morse.
Dean.	Munson.
Dunagan.	Nicholson.
Engelhard.	Ratliff.
Ford.	Renfro.
Fuchs.	Riddle.
Glass.	Roark.
Golson.	Roberts.
Goodman.	Rogers
Griffith.	of Ochiltree.
Hankamer.	Rollins.
Harris.	Savage.
Harrison.	Shults.
Hill.	Stanfield.
Hodges.	Stinson.
Hoskins.	Stovall.
Huddleston.	Tarwater.
Hughes.	Townsend.
Hunter.	Turlington.
Jackson.	Van Zandt.
James.	Weinert.

Nays—29

Aikin.	Moffett.
Beck.	Palmer.
Camp.	Patterson.
Coombes.	Puryear.
Crossley.	Reed of Bowie.
Devall.	Reed of Dallas.
Fain.	Rogers of Hunt.
Good.	Scott.
Holekamp.	Stubbeman.
Hunt.	Tennyson.
Jones of Runnels.	Vaughan.
Kyle of Hays.	Walker.
Lindsey.	Wells.
McKee.	Wood.
Merritt.	

Absent

Anderson.	Kayton.
Barron.	Lange.
Bergman.	Leonard.
Burns.	Long.
Caven.	McDougald.
Cowley.	McGregor.
Daniel.	Metcalf.
Dunlap.	Parkhouse.
Duvall.	Pavlica.
Dwyer.	Pope.
Fisher.	Ramsey.
Graves.	Ray.
Greathouse.	Reader.
Harman.	Russell.
Hartzog.	Scarborough.
Head.	Shannon.
Hicks.	Smith.
Holland.	Steward.
Holloway.	Thomas.
Hyder.	Tillery.
Jefferson.	Young.

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

The Speaker laid the bill before the House, and it was read second time.

Mr. Bradley offered the following amendments to the bill:

(1)

Amend House Bill No 50 by striking out all of the first paragraph of Section 3 thereof, beginning with the words "a local industry board of five members shall be elected as follows," and the first sentence of the second paragraph of said Section 3, and by substituting in lieu thereof the following:

"a local milk industry board of seven members shall be elected as follows:

"One member of the board shall be elected by the contracting producers; one by the contracting distributors; one biennially by the merchants retailing commodities other than and including milk and/or its products, which said last mentioned member shall serve for two years and until his successor qualifies; and two to represent the consumers to be designated 'milk consumers' representatives, shall be elected at each general election, beginning with 1936, by the qualified voters of the county concerned, and shall hold office for four years, provided that four members representing the consumers shall be

appointed by the district judges of the county concerned, two of whom shall serve until the general election in 1936 and until their elected successors qualify, and two of them shall serve until the general election in 1938 and until their elected successors qualify; and providing further that no members representing the consumers shall have any connection, financially or otherwise, with the distribution of milk or products derived therefrom.

"Members representing the contracting producers and contracting distributors, and said merchants mentioned above, respectively, shall be elected by the respective parties in a manner to be determined by themselves, provided that a vote of producers representing not less than 70 per cent of the total volume of milk produced within the production area, for distribution as fluid milk during the calendar month next preceding such election, which percentage of distribution shall include 51 per cent of the distributors by number and less than 70 per cent by volume of the total milk handled by contracting distributors within the distribution area, respectively, shall be necessary for such election."

And by inserting between the words "any member" and "may be removed" in next to the last sentence of the second paragraph of Section 3 of said bill the following: "representing producers or distributors."

(2)

Amend House Bill No. 50 by striking out all of Section 6 thereof, and by substituting a new Section 6, to read as follows:

"Section 6. Any code, codes, or agreement approved by the board under the authority of this Act may be amended, changed, enlarged, modified, or suspended upon the board's own motion with approval on matters affecting distribution of 51 per cent of the distributors affected in numbers and 60 per cent of the volume of the distributors affected and upon the approval on matters affecting production of 51 per cent of the producers affected—and 70 per cent of the volume affected, or upon the application and approval on matters affecting distribution of 51 per cent of the distributors affected in numbers and 60 per cent of the volume of the distributors affected, and on matters affecting production of 51 per cent of the producers affected and 70 per cent of

the volume affected, provided the board approves such amendment, change, enlargement, modification, or suspension. The board must provide for due notice and public hearing of contemplated changes."

(3)

Amend House Bill No. 50 by adding to the end of Section 11 thereof the following: "provided that all codes and agreements approved by the board heretofore or before the board is reorganized as authorized by this Act, shall be subject to the approval of the board as it is reorganized under the provisions of this Act, and providing further that if and when said codes and agreements are so approved, said codes and agreement shall be subject to the provisions of Section 6 of this Act."

BRADLEY,
HOLLAND,
MATHIS,
MORSE.

The amendments were severally adopted.

Mr. Bradley offered the following amendment to the bill:

Amend House Bill No. 50 by changing "10 per cent to 51 per cent" wherever 10 per cent appears in the bill as amended.

BRADLEY,
HOLLAND,
MATHIS,
MORSE.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—93

Adamson.	Dunagan.
Aikin.	Engelhard.
Alexander.	Fain.
Alsup.	Ford.
Atchison.	Fuchs.
Baker.	Glass.
Barrett.	Golson.
Beck.	Good.
Bergman.	Griffith.
Bourne.	Hankamer.
Bradley.	Harman.
Butler.	Harris.
Canon.	Harrison.
Celaya.	Hartzog.
Clayton.	Hodges.
Colson.	Holland.
Coombes.	Hoskins.
Davidson.	Huddleston.
Dean.	Hughes.
Devall.	Hunt.

Hunter.	Reed of Bowie.
Jackson.	Renfro.
James.	Roark.
Jefferson.	Roberts.
Johnson	Rogers of Hunt.
of Anderson.	Rogers
Jones of Atascosa.	of Ochiltree.
Kyle of Hays.	Rollins.
Kyle of Palo Pinto.	Savage.
Laird.	Scott.
Lemens.	Shults.
Lotief.	Stanfield.
Mackay.	Steward.
Magee.	Stinson.
Mathis.	Stovall.
McCullough.	Stubbeman.
McKee.	Tarwater.
Merritt.	Tennyson.
Mitcham.	Thomas.
Moffett.	Tillery.
Moore.	Townsend.
Morse.	Turlington.
Munson.	Van Zandt.
Palmer.	Walker.
Pope.	Weinert.
Puryear.	Wood.
Ratliff.	Young.
Reader.	

Nays—4

Burns.	Crossley.
Cathey.	Jones of Runnels.

Present—Not Voting

Calvert.	Wells.
Patterson.	

Absent

Anderson.	Lange.
Barron.	Latham.
Camp.	Leonard.
Caven.	Lindsey.
Chastain.	Long.
Cowley.	McDougald.
Daniel.	McGregor.
Dunlap.	Metcalf.
Duvall.	Morrison.
Dwyer.	Nicholson.
Fisher.	Parkhouse.
Goodman.	Pavlica.
Graves.	Ramsey.
Greathouse.	Ray.
Head.	Reed of Dallas.
Hicks.	Riddle.
Hill.	Russell.
Holekamp.	Scarborough.
Holloway.	Shannon.
Hyder.	Smith.
Jones of Shelby.	Vaughan.
Kayton.	

Absent—Excused

Bedford.	Wagstaff.
Hester.	Winningham.
Johnson	
of Dimmit.	

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Dunagan:

H. B. No. 96, A bill to be entitled "An Act amending Senate Bill No. 209, General Laws of the Forty-third Legislature, and amending Article 3883, of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 340, Acts of the Regular Session, Forty-second Legislature, so as to provide that counties containing as many as 22,296 and not more than 22,580 inhabitants, according to the last Federal Census, the assessor and collector of taxes shall receive \$4,500, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Holekamp:

H. B. No. 97, A bill to be entitled "An Act to amend Article 6711, Revised Civil Statutes of the State of Texas, 1925, as amended, and declaring an emergency."

Referred to Committee on Counties.

By Mr. Bergman:

H. B. No. 98, A bill to be entitled "An Act fixing the compensation for county commissioners in certain counties, and declaring an emergency."

Referred to Committee on Counties.

PLATFORM OF THE TEXAS DEMOCRACY

The following platform of the Texas Democracy is printed in the Journal, pursuant to a resolution adopted by the House of Representatives:

Platform of the Texas Democracy

The Texas Democracy, in convention assembled, reaffirms its allegiance to the traditional principles of the Party.

We reaffirm our faith in the dual form of government created by the Federal Constitution, and pledge again our allegiance to the principles of State and local self-government free from interference.

We heartily acclaim the peerless leadership of President Franklin Delano Roosevelt, and of that great Texan, Vice-President John Nance Garner.

We especially endorse all the nominees of the Party in the Democratic primaries. We proudly accept the leadership of James V. Allred, the Party nominee for Governor, and we recommend to the Legislature and the people a favorable consideration of his progressive program of betterment for Texas.

We believe the Platform of the Party should frankly recognize existing evils in State affairs and suggest a program of reform that is possible of performance.

We recognize that restoration of a sound economic and social structure is of most immediate concern to the people. We recognize that Texas is essentially a producer of raw products and that any recovery program must embrace diligent care to effectuate a widening of markets therefor, and improved extension of credit to producers. Regardless of the causes of the economic catastrophe that has overwhelmed the State and Nation, there are some helpful and sensible things this State can and should do to relieve the hardships of the people.

So far as possible, we believe this State should co-ordinate its recovery efforts with those of the National Government in order that the maximum benefits may be attained.

We believe this State should adopt and carry forward a planned program of recovery and rehabilitation. In the fervent hope it will point the way to better days in Texas, we declare this to be the platform of the Democratic Party:

For the duration of the present economic emergency, we favor direct relief to needy and distressed people where absolutely necessary.

We oppose any system of doles as a policy of government.

We demand that administrative costs of relief be materially reduced, that relief be divorced from politics, and that relief be efficiently administered.

We oppose the employment of persons in relief work who are or may be otherwise gainfully employed.

In order to discourage local competition for relief funds we favor the transfer of some measure of the relief burden and responsibility to the local units of government. We favor the abandonment of direct relief at the earliest practicable time and the substitution in its stead of gainful and useful employment.

As one means of increasing employ-

ment we favor the use of some existing State agency to encourage industrial development and expansion. We advocate an accurate survey of the State's industrial possibilities and the markets for industrial products by such State agency and the free dissemination of such information.

The farms and ranches of the State must be relieved of unjust and excessive burdens of taxation. We advocate the enactment of reasonable laws that will relieve the farmers of the crushing burdens of debt until the return of better times. We favor a continuation of the work of our agricultural colleges, experiment stations, county agents, home demonstration agents, and the further extension of agricultural education in the public schools. We favor the enactment of laws that will encourage the better financing of farm mortgages at lower rates of interest. We advocate the further extension and development of farm co-operatives, the widening of markets and extension of credit to producers of farm products.

Believing labor should receive a more generous share of the earnings of industry, we favor reduced hours of labor without reduction in individual earnings. We favor the immediate application of this principle as a means of spreading employment. We recognize labor's right to organize in order to better its conditions, and favor a public policy outlawing employment contracts abridging such right. We oppose the abusive use of injunctions in labor disputes. We favor full and adequate protection of the rights of labor by every available means. We do not believe the State Labor Commissioner should be burdened with the duty of supervising boxing and wrestling.

No recovery program will be complete until the rates of public utilities are scaled down. To this end we favor adequate regulation of all public utilities. While private ownership is preferable, we favor the enactment of laws that will make it practicable for any community to acquire and operate its own public utilities. We favor the conservation, development, and use of the State's water power in the public interest. We advocate the immediate enlargement of the regulatory powers of State and municipal authorities, and a simplification of trial and appellate procedure in rate cases.

We favor the retention of the Anti-Trust Laws to prevent monopoly and

unfair trade practices. We recognize that the diminishing field of opportunity for the individual to engage in business under his own initiative is largely due to the centralized control of industry. We advocate a revision and enlargement of the Anti-Trust Laws and the enactment of other legislation designed to reopen the door of opportunity to small home-owned business and industry and to protect them against unfair advantages and practices of giant corporations and foreign-owned chains.

In order to meet modern transportation demands and furnish needed employment, we favor a continuation of the highway construction program. That this program may not be interrupted, we oppose any further diversion of highway revenues.

We favor the encouragement of home ownership. This State should enact laws to encourage financial institutions to co-operate with our citizens in acquiring and improving their homes under the terms of the National Housing Act.

We favor all practicable State co-operation with the National Government in its humanitarian proposals to provide for old age pensions and unemployment insurance.

We recognize the paramount importance of the conservation of our natural resources. We demand that a jealous guardianship of State-owned oil lands for the benefit of our great school system shall be continued.

We oppose the abdication or surrender of the State's power to control the production of its natural resources. We likewise oppose any Federal encroachment upon the exclusive power of this State to control the production of oil and gas. We oppose any plan that results in the arbitrary compulsory unitization of oil fields.

To effect a speedy restoration of prosperity the burdens of taxation must be equalized. Needed revenues must be raised by a system of taxation levied on the principle of ability to pay. We demand that the State operate upon a budget that is balanced on the basis of accurate estimates well within the public revenues.

We favor easing the tax burden on real estate by shifting a reasonable portion of the tax to property now escaping taxation. To this end we favor the adoption of Senate Joint Resolution No. 16, proposing a constitutional amendment at the general election in November, authorizing the

Legislature to classify property for taxation. We advocate a reclassification of all wealth for tax purposes, in order that property now escaping taxation may be made to bear its proportionate share of the burden.

We favor the principle of a substantial graduated chain store tax.

We oppose a State general sales tax.

We oppose the complete abolition of the ad valorem tax.

We demand the strictest economy in government and such further curtailment of expenditures as efficient public service will permit.

We oppose any curtailment of the present scope of work or activities of any of our State institutions of higher learning not inconsistent with a well co-ordinated educational program. We favor the continued support of our system of public schools, with such increases as a well rounded educational program demands and the financial condition of the State will permit.

We unreservedly endorse the proposals of a public-spirited citizenship for a Texas Centennial that shall celebrate in 1936, one hundred years of our incomparable and unexampled progress. To this end, above Party or faction or sect or section, we invoke the united support of all the people of Texas. We further call upon the Legislature of Texas, at the earliest opportunity presented, to make ample financial provision for carrying out existing plans of the Texas Centennial Commission, for holding a great central exposition that shall be Texanic in its proportions, Continental in its ideals, and International in its scope, and for appropriate local celebrations at those historic places and shrines in Texas, treasured as our common sacred heritage.

We condemn paid lobbies maintained to improperly influence Members of the Legislature and other State officers and favor strengthening the Anti-Lobby Law.

We favor full disclosure of employment or retainers of Members of the Legislature by private interests.

We favor simplification of criminal and civil procedure to make the attainment of justice speedy, certain, and less expensive.

We favor a reorganization and modernization of our State police system and the establishment of a central bureau of criminal identification.

We favor a constitutional amendment transferring the unrestrained

pardoning power of the Governor to a non-partisan, non-political board.

We favor an intelligent and thorough rehabilitation program for convicts.

We advocate a comprehensive and enlarged child welfare program.

We condemn the law legalizing race track gambling and favor its repeal.

We favor submission to a vote of the people of the question of repeal, revision or modification of State constitutional prohibition.

To accomplish these great purposes, we invite the patriotic co-operation of the Legislature and the sympathetic support of all Texas citizens. With an unselfish devotion to the welfare of the State and its people we can make effectual these progressive proposals "within the broad lines of existing institutions."

Adopted by the Convention at Galveston, September 11, 1934.

RESOLUTIONS ADOPTED BY DEMOCRATIC CONVENTION

The following resolutions adopted by the Democratic Convention were ordered printed in the Journal:

(1)

Daily and almost hourly, lives are being sacrificed on our public streets and highways at the hands of drunken and incompetent drivers of automobiles. The astounding figures have lately appeared in print to the effect that more than thirty thousand people were killed in automobile accidents the past twelve months and more than eight hundred thousand were maimed, crippled, and otherwise injured, casualties which in volume approach the losses of the World War. We call upon the Legislature to formulate some plans, rules, and regulations, by a uniform drivers' license or otherwise, that will lessen the danger of travel and tend to stop this wholesale carnage and loss of life.

(2)

We recommend the Legislature submit a constitutional amendment looking for a more humanitarian and economical method of caring for our indigent citizens than poorhouses and poor farms.

(3)

We urge the Forty-fourth Legislature to make immediate and ade-

quate provision for those of its citizens who become afflicted with mental maladies. We call on the Legislature to make better provision for the prevention and cure of insanity, not only as a humanitarian duty but as a true economy measure.

(4)

Resolved, That the Forty-fourth Legislature be called upon to revise and rewrite the primary and general election laws with especial consideration being given to the correction of abuses of the absentee voting privileges and more explicit provisions be made governing issuance of exemption certificates to the end that the purity of the ballot may be safeguarded fully.

(5)

We stand for law enforcement and for driving the gambling racket from Texas soil; and for all needed legislation to aid in accomplishing that reform.

All candidates for Governor before the Democratic primaries this year agreed in demanding the strict enforcement of all criminal laws and the enactment of all legislation necessary to enable the whole power of the State, and of all the counties and cities and towns, to be effectively used to stem and turn back the unprecedented tide of lawlessness now menacing the State; and in the campaign preceding the second primary both candidates for Governor in their campaign utterances denounced all forms of gambling and demanded the enforcement of existing laws against gambling; and the enactment of all practicable legislation which might strengthen the arm of the law in grappling with the gambling evil. We respectfully recommend that all State and local officials charged with the duty of law enforcement make the performance of such duties a matter of first importance; and we urge that the Legislature, with the least possible delay, make provision for strengthening to the uttermost the power and effectiveness of all measures for law enforcement.

ADJOURNMENT

On motion of Mr. Reed of Bowie, the House, at 5:10 o'clock p. m., adjourned until 10 o'clock a. m., tomorrow.

APPENDIX

REPORTS OF THE COMMITTEE
ON ENGROSSED BILLS

Committee Room,
Austin, Texas, September 17, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 65, A bill to be entitled
"An Act making it unlawful to kill
wild fox, or to take or have in one's
possession for barter or sale the pelts
of wild fox, in certain counties; pro-
viding a penalty for violation of this
Act, and declaring an emergency,"

Has carefully compared same, and
finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, September 17, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 16, A bill to be entitled
"An Act making an emergency ap-
propriation of money for the State
Department of Agriculture; providing
for the purposes thereof, and manner
of expenditure, and declaring an
emergency,"

Has carefully compared same, and
finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, September 17, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 12, A bill to be entitled
"An Act to extend the time for the
payment of notes or obligations exe-
cuted prior to November 1, 1901, by
purchasers of school land for the un-
paid balance of principal due the
State thereon, such extensions to be
for a period of ten years from and
after the passage of this Act, and
declaring an emergency,"

Has carefully compared same, and
finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 76, A bill to be entitled
"An Act fixing the compensation for
county commissioners in certain coun-
ties, and declaring an emergency."

Has carefully compared same, and
finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 63, A bill to be entitled
"An Act amending Section 3, of
Chapter 67, Acts of the First Called
Session of the Forty-third Legisla-
ture, same being Senate Bill No. 52,
and as amended by Chapter 29, Acts
of the Second Called Session of the
Forty-third Legislature, same being
House Bill No. 79, so as to provide
the method of prorating the funds
provided in said chapter, fixing date
for filing claims under said appropria-
tion, providing that claims arising
thereunder shall not be negotiable or
assignable; etc., and declaring an
emergency,"

Has carefully compared same, and
finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 30, A bill to be entitled
"An Act authorizing cities having
more than sixteen thousand inhab-
itants as shown by the last Federal
Census, preceding such action, and
containing a junior college within
their corporate limits, to establish
community centers consisting of all
land and buildings or structures
necessary therefor, including gym-
nasiums, auditoriums, natatoriums,
and dormitories to furnish residence
to teachers and students attending

schools and college in any such city; authorizing such cities to issue bonds or notes to purchase, construct, or improve the properties and facilities comprising such community centers and to mortgage and encumber all such properties and facilities, the income therefrom, and everything pertaining thereto, to secure payment of such bonds or notes; providing that the gymnasium, auditorium, natatorium, and dormitory may be included in one or more buildings or structures, within the discretion of the governing body of such city; authorizing such cities to borrow money on the security of the properties and facilities comprising such community centers, and the income therefrom, and everything pertaining thereto, acquired or to be acquired, for the purpose of paying the purchase price and/or construction cost, and to issue bonds or notes to evidence the money so borrowed, which bonds or notes shall have the characteristics of negotiable instruments under the law merchant, maturing not to exceed thirty (30) years from date and bearing interest at a rate of not to exceed five (5) per cent; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 33, A bill to be entitled "An Act prohibiting the taking of fur-bearing animals by the use of any snare, dead-fall, or steel trap in Freestone County; providing a penalty; repealing all laws or parts of laws in conflict with this Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 31, A bill to be entitled "An Act to amend Subsection 3 of

Section 3, Chapter 29, Acts of the First Called Session of the Forty-third Legislature, for the purpose of levying a more equitable tax upon retail fish dealers in order to correct the existing discriminations in favor of the chain stores, and to give relief to the storm-stricken sections of the State, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 51, A bill to be entitled "An Act making an appropriation to pay taxes for the years 1933 and 1934, due certain counties on lands set apart for the endowment of the University of Texas, which are now unsold, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 40, A bill to be entitled "An Act declaring it unlawful to take, hunt, or pursue deer or turkey in Nacogdoches County for five (5) years after the passage of this Act; providing a penalty for violation, repealing all laws in conflict with this Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 8, A bill to be entitled "An Act declaring a five (5) year closed season on wild fox in certain counties; providing for violation of this Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 38, A bill to be entitled
"An Act providing the open season
for taking squirrels in Nacogdoches
County; providing suitable penalty for
violation of this Act, and repealing
all laws in so far as they may be in
conflict with this Act, and declaring
an emergency,"

Has carefully compared same, and
finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 64, A bill to be entitled
"An Act to declare a closed season on
the killing of blue quail, bobwhites,
and doves, in Terry County for a
period of five years, prescribing a
penalty therefor, and declaring an
emergency,"

Has carefully compared same, and
finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

Committee Room,
Austin, Texas, September 18, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 73, A bill to be entitled
"An Act to amend Chapter 95 of the
General Laws of the State of Texas
passed by the Regular Session of the

Thirty-ninth Legislature, approved
March 19, 1925, creating the Com-
mission in Aid of the Court of Crimi-
nal Appeals of Texas, as amended
by Chapter 40 of the General Laws
of the State of Texas; etc., and de-
claring an emergency,"

Has carefully compared same, and
finds it correctly engrossed.

PARKHOUSE, Vice-Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, September 19, 1934.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 14, "An Act to amend
Section 2, Chapter 8, of the General
Laws of the Thirty-fourth Legisla-
ture, passed at its First Called Ses-
sion, as amended by Senate Bill No.
143, Section 2, Chapter 24, of the Gen-
eral Laws of the Forty-first Legisla-
ture, passed at its Regular Session in
1929; also providing for an official
court reporter of the County Court at
Law No. 2, of Harris County, Texas,
fixing the duties and compensation of
said reporter, conferring civil as well
as criminal jurisdiction upon said
court, providing for filing and docket-
ing and transferring causes, providing
that the county clerk of Harris Coun-
ty, Texas, shall be the clerk of said
County Court at Law No. 2 in civil
matters, and that the district clerk of
Harris County, Texas, shall be the
clerk of the County Court at Law No.
2 of Harris County, Texas, in crim-
inal matters; declaring an emergency,
and fixing effective date of this Act,"

Has carefully compared same, and
finds it correctly enrolled.

ROGERS, Chairman.

In Memory of Hon. I. W. Culp

Mr. Harman offered the following resolution:

Whereas, We learn with deep regret that Hon. I. W. Culp passed from this life on September 18, 1934; and

Whereas, I. W. Culp has, throughout his life, exemplified one of our most useful types of citizen and has given a large portion of his time and has expended sincere and worthy effort to the cause of the people of Texas; and

Whereas, I. W. Culp was a former Legislator, serving in the Twenty-sixth Legislative Session from Coryell County, and the Thirty-sixth and Thirty-eighth from Bell County, in the House of Representatives; and

Whereas, I. W. Culp made his life work the kind of work which stamped him as a man, unselfish in his purpose and one who used his brilliant mind to assist in promoting the welfare of our people; therefore, be it

Resolved by the Legislature of the State of Texas, That the Chief Clerk of the House of Representatives be instructed to convey to the family of I. W. Culp our very deep regret at his passing and our sympathy; and that when the Legislature adjourns today, it shall be in memory of Hon. I. W. Culp; be it further

Resolved, That the Chief Clerk of the House of Representatives be instructed to forward a copy of this resolution to the family of I. W. Culp.

HARMAN,
RAY,
FORD,
HUDDLESTON.

The resolution was read second time.

On motion of Mr. Moffett, the names of all the Members of the House were added to the resolution as signers thereof.

Signed—Stevenson, Speaker; Adamson, Aikin, Alexander, Alsup, Anderson, Atchison, Baker, Barrett, Barron, Beck, Bedford, Bergman, Bourne, Bradley, Burns, Butler, Calvert, Camp, Canon, Cathey, Caven, Celaya, Chastain, Clayton, Colson, Coombes, Cowley, Crossley, Daniel, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Engelhard, Fain, Fisher, Fuchs, Glass, Golson, Cood, Goodman, Graves, Greathouse, Griffith, Hankamer, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill, Hodges, Holekamp, Holland, Holloway, Hoskins, Hughes, Hunt, Hunter, Hyder, Jackson, James, Jefferson, Johnson of Anderson, Johnson of Dimmit, Jones of Atascosa, Jones of Runnels, Jones of Shelby, Kayton, Kyle of Hays, Kyle of Palo Pinto, Laird, Lange, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, Mathis, McCullough, McDougald, McGregor, McKee, Merritt, Metcalfe, Mitcham, Moffett, Moore, Morrison, Munson, Nicholson, Palmer, Parkhouse, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Reader, Reed of Bowie, Reed of Dallas, Renfro, Riddle, Roark, Roberts, Rogers of Hunt, Rogers of Ochiltree, Rollins, Russell, Savage, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stinson, Stovall, Stubbeman, Tarwater, Tennyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Vaughan, Wagstaff, Walker, Weinert, Wells, Winningham, Wood, Young.

Question recurring on the resolution, it was adopted.

In Memory of Hon. F. O. Fuller

Mr. Burns offered the following resolution:

Whereas, Our Supreme Heavenly Father has seen fit to call from this earth Hon. F. O. Fuller of Houston, Harris County, Texas; and

Whereas, Mr. Fuller was a citizen of sterling worth and of the highest moral integrity; and

Whereas, the State of Texas has lost in the death of Hon. F. O. Fuller a man, a patriot, a gentleman, a good lawyer, and a scholar of the highest type; and

Whereas, Hon. F. O. Fuller was a Member of the Legislature of Texas and a former Speaker of the House of Representatives and rendered distinguished service to his State and county; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That we deplore the passing of this distinguished gentleman and that we extend our sympathy to his bereaved relatives and friends; and, be it further

Resolved, That a copy of this resolution, under the seal of the Chief Clerk, be spread upon the minutes of today's Journal and a copy be sent to the members of the family of the Hon. F. O. Fuller; and that when the House adjourns today it do so in memory of this distinguished patriot.

BURNS,
DANIEL,
POPE,
RAMSEY,
VAUGHAN.

The resolution was read second time.

On motion of Mr. Moore, the names of all the Members of the House were added to the resolution as signers thereof:

Signed—Stevenson, Speaker; Adamson, Aikin, Alexander, Alsup, Anderson, Atchison, Baker, Barrett, Barron, Beck, Bedford, Bergman, Bourne, Bradley, Butler, Calvert, Camp, Canon, Cathey, Caven, Celaya, Chastain, Clayton, Colson, Coombes, Cowley, Crossley, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Engelhard, Fain, Fisher, Ford, Fuchs, Glass, Golson, Good, Goodman, Graves, Greathouse, Griffith, Hankamer, Harman, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill, Hodges, Holekamp, Holland, Holloway, Hoskins, Huddleston, Hughes, Hunt, Hunter, Hyder, Jackson, James, Jefferson, Johnson of Anderson, Johnson of Dimmit, Jones of Atascosa, Jones of Runnels, Jones of Shelby, Kayton, Kyle of Hays, Kyle of Palo Pinto, Laird, Lange, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, Mathis, McCullough, McDougald, McGregor, McKee, Merritt, Metcalfe, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Palmer, Parkhouse, Patterson, Pavlica, Puryear, Ratliff, Ray, Reader, Reed of Bowie, Reed of Dallas, Renfro, Riddle, Roark, Roberts, Rogers of Hunt, Rogers of Ochiltree, Rollins, Russell, Savage, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stinson, Stovall, Stubbeman, Tarwater, Tennyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Wagstaff, Walker, Weinert, Wells, Winningham, Wood, Young.

The resolution was unanimously adopted.